

## OCIDA PROJECT MEMO –FEBRUARY 5, 2019

**Project Name:** Northland Additional Expansion

**Applicant:** Oneida County Rural Telephone

**Proposed Project:**

Expand office space to accommodate additional growth.

In its original application, OCRT renovated existing office and garage space and constructed a new garage.

The proposed Additional Expansion plan will renovate the existing warehouse into office space and adding 3,000 square feet of new office space to address future space constraints in certain areas, including conference rooms and offices. It includes removing a 2,560 square foot pole barn and replacing it with a larger pole barn to accommodate the warehouse needs.

An additional bucket truck and splicing trailer for use in expanding and maintaining the fiber network will be purchased helping to expand the network so the community has a local choice.

**Estimated Budget**

<b>Project Costs</b>	
Land	\$ 6,612.00
Existing Building	
Existing Bldg. Rehab	\$ 2,439,729.00
Construction of New Building	\$ 1,369,133.00
Addition or Expansion	
Engineering/ Architectural Fees	\$ 265,075.00
Fees and Permits	\$ 1,300.00
Fixtures(Tenant fit-out of space)	\$ -
Equipment	\$ 200,000.00
Legal Fees (Bank, Bond, Transaction, Credit Provider, Trustee	\$ 18,710.00
Finance Charges (Title Insurance, Environmental Review, Bank Commitment Fee, Appraisal, Etc.)	
<u>Other</u>	<u>\$ 329,189.00</u>
Subtotal	\$ 4,629,748.00
Agency Fee*	\$ 23,149.00
<b>TOTAL COST OF PROJECT</b>	<b>\$ 4,652,897.00</b>

**Estimated Incentives Request Values**

(1) PILOT	<b>\$ 25,765</b>
(2) Sales tax exemption	<b>\$ 57,946</b>
Total	<b>\$ 83,711</b>

**Employment:** Retain: **75 FTE** Create: **2 FTE**



# REQUEST TO AMEND PREVIOUSLY SUBMITTED APPLICATION FOR FINANCIAL ASSISTANCE

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## Oneida County Industrial Development Agency

584 Phoenix Drive  
Rome, New York 13441-1405

(315) 338-0393 telephone  
(315) 338-5694 fax

Shawna M. Papale, Executive Director

*Please also deliver an electronic copy of all.*

***All applications must be submitted at least 10 days prior to meeting.***

Project Name Northland Additional Expansion

Number (to be provided by the agency) \_\_\_\_\_

Applicant Name Oneida County Rural Telephone

Date of Original Submission \_\_\_\_\_

Date of AMENDED Submission 2/5/2019

## **Oneida County Rural Telephone's Northland Additional Expansion project**

### **Executive Summary**

Oneida County Rural Telephone is looking to expand our office space to accommodate growth. In our original application, we committed to retaining 68 jobs and creating three. Since completion of our original project, we retained those 68 jobs and created seven. Although we had some extra workspaces after our original project, we have found that we are unable to place departments together due to space constraints in certain areas. We also need more conference rooms and offices. Based on the continued growth we project seeing, under this application we will now retain 75 jobs and grow two more.

The assistance we received in our original application has contributed to us expanding fiber to more areas, giving consumers in our area a local choice for their voice and internet needs. We plan to build 25 miles of additional fiber this year, as well as increase capacity on 20 miles of our plant. We saw increased collaboration between departments and employees after expanding our Holland Patent office to accommodate employees from our Utica office. Increased mergers in our industry in the last few years has resulting in us competing with even bigger firms. Our customers see value in having a local choice, a company that provides cutting edge service that they know they can get in touch with when needed. This financial assistance enables us to better compete with these much larger firms.

## **Part II: Project Information**

5(a) Explain your project in detail. This description should include explanation of all activities which will occur due to this project. Attach additional sheets if necessary.

Through our original application, Oneida County Rural Telephone renovated existing office and garage space and constructed a new garage to provide space for Northland Communications' employees. It was, and still is, very important to us to bring growth to the village where the company started, Holland Patent. We have seen many benefits of having employees under one roof.

We are now expanding upon our original project scope and will be renovating our existing warehouse into office space and adding 3,000 square feet of new office space. We are also in need of an additional bucket truck and splicing trailer in order to keep expanding and maintaining our fiber network. Prior to this application but after the original application, we removed a 2,560 square foot pole barn and replaced with a larger pole barn to accomodate the warehouse.

We committed to retaining 68 jobs and growing 3 jobs in our original application, and as of December 31, 2018 we have retained 68 jobs and grown 7. Under this application, we will retain these 75 jobs and grow 2 more.

## **Reasons for Project**

6(a) Please explain in detail why you want to undertake this project.

As a result of the original project, we have recognized many synergies from having employees from our former Utica office combined with our Holland Patent office. For example ,Oneida County Rural Telephone customers now have the benefit of talking directly with Northland Network Operations department employees and have their questions answered in person. We want to continue to grow in our local community to offer our customers cutting edge service, give our employees a great work experience, and compete effectively against national carriers. We have grown faster than expected, adding 7 net new positions in Holland Patent, resulting in needing additional workspaces, offices and conference rooms. Some departments have outgrown their space and we are unable to put all members of other departments together.

6(b) Why are you requesting the involvement of the Agency in yourproject?

The main growth opportunity for both Northland and Oneida County Rural Telephone still comes from investing in fiber infrastructure. Additional mergers in our industry has resulted in our competitors getting even larger than our original application described. Investing every possible dollar into our network is more crucial than ever to remain competitive against regional and national corporations. We hear from our customers that one of biggest differentiator is that we are local and we answer the phone when they call. Efficiencies realized from our original project have contributed to us adding 320 miles of fiber and adding 1,000 buildings to our fiber network, giving more customers access to gigabit speeds from a local carrier. We want to continue to offer world class service from Holland Patent, NY and give customers in our area a local choice.

6(i) Check all categories best describing the **scope of the project**:

- Acquisition of land
- Acquisition of existing building
- Renovations to existing building
- Construction of addition to existing building
- Demolition of existing building
- Construction of a new building
- Acquisition of machinery and/or equipment
- Installation of machinery and/or equipment
- Other (specify) \_\_\_\_\_

6(j) Please indicate the financial assistance you are requesting of the Agency, and provide the **estimated** value of said assistance. Attach a sheet labeled Annual PILOT that shows the annual utilization of the Real Property Tax Abatement by year and by taxing jurisdiction.

<b>Assistance Requested**</b>	Original Value	Actual Value	Additional Revise Value*
<input type="checkbox"/> Payment In Lieu of Real Property Taxes (PILOT) (Savings due to PILOT)	\$ <b>131,512</b>	\$ 6,850	\$ 25,765
<input type="checkbox"/> Mortgage Tax Exemption (.75%)	\$ <b>36,000</b>	\$ 0	\$ 0
Amount of mortgage:	\$ <b>0</b>	\$ 0	\$ 0
<input type="checkbox"/> Sales and Use Tax Exemption ** (8.75%)	\$ <b>138,369</b>	\$ 114,707	\$ 57,946
Value of goods/services to be exempted from sales tax:	\$ <b>3,601,500</b>	\$ 3,057,447	\$ 1,280,604
<input type="checkbox"/> Issuance by the Agency of Tax Exempt Bonds (Dollar value of bonds)	\$	\$	\$

**\* List just what is needed now**

Is the financial assistance requested by the Applicant consistent with the IDA's Uniform Tax Exemption Policy?    Yes                       No

If no, please provide a written statement describing the financial assistance being requested and detailing the reasons the IDA should consider deviating from its Policy.

**\*\* Note that the estimate provided above will be provided to the New York State Department of Taxation and Finance. The Applicant acknowledges that the transaction documents will include a covenant by the Applicant that the estimate, above, represents the maximum amount of sales and use tax benefit currently authorized by the Agency with respect to this Application. The Agency may utilize the estimate, above, as well as the proposed total Project Costs as contained within this Application, to determine the Financial Assistance that will be offered. It is the responsibility of the applicant to inform the IDA within 10 days if the project amount changes.**

Part IX: Estimated Project Cost and Financing - form will auto sum

11(a) List the costs necessary for the construction, acquisition or renovation of the facility.

	Project Costs – Original Application Estimated	Project Costs – Original Application Actual	Proposed Add-On Project
Acquisition of Land (if vacant)	\$ 7,100	\$ 6,612	\$ -
Acquisition of Existing Building(s)	\$ -	\$ -	\$ -
Renovation Costs of Existing Building(s)	\$ 2,695,477	\$ 2,175,171	\$ 264,558
New Construction of Buildings	\$ 594,213	\$ 603,087	\$ 766,046
Machinery and Equipment (other than furniture costs)	\$ 91,310	\$ -	\$ 200,000
Fixtures	included above		included above
Installation Costs	included above		included above
Fees & Permits (other than your own broker and legal fees)	\$ 120,000	\$ 1,300	
Legal Fees (IDA legal fees, Applicant legal fees)	\$ 24,000	\$ 18,710	
Architectural/Engineering	\$ 232,625	\$ 262,575	\$ 2,500
Interest on Financing Charges			
Other (specify) Furniture & moving	\$ 220,500	\$ 279,189	\$ 50,000
Subtotal	\$ 3,985,225	\$ 3,346,644	\$ 1,283,104
Agency Fee <sup>1</sup>	\$ 19,927	\$ 16,733	\$ 6,416
<b>Total Project Cost</b>	<b>\$ 4,005,152</b>	<b>\$ 3,363,377</b>	<b>\$ 1,289,520</b>

**Reason for being \$640,000 under budget:**

Renovation Estimates:

After we submitted our original budget to the IDA, we received a more refined quote from Gaetano that was less than the original quote. The scope of the project described in our original application was completed.

\$ 220,000

Our original projections included a 15% contingency due to the age of the building. After receiving back refined numbers from Gaetano, their number also had a contingency.

\$ 240,000

We had a generator budgeted in the original estimate, but after meeting with the generator vendor we were able to continue utilizing our existing generator.

\$ 80,000

Fees estimate

Mortgage recording fee - we ended up doing different financing with Adirondack Bank, which had a fee of \$1,300

\$ 120,000

Other

We were over budget in furniture & moving

\$ 660,000

**Part VIII: Employment Information**

"FTE" shall mean a full time employee that has a minimum of thirty-five (35) scheduled hours per week, or any combination of two or more part-time employees that work a minimum of fifteen (15) scheduled hours per week, when combined together, constitute the equivalent of a minimum of thirty-five (35) scheduled hours per week, and whose workplace location is the project facility. For this purpose an employee shall include a leased employee regularly retained by the company.

10(a) Estimate how many construction jobs will be created or retained as a result of this project.

Construction Jobs: 22

10(b) Will the project preserve permanent, private sector jobs or increase the overall number of permanent, private sector jobs in the State of New York?

Yes or  No.

If yes, explain We will retain 75 current FTE's, and increase 2.

10 (c) Have you experienced any employment changes (+ or -) in the last three (3) years?

Yes or  No.

If yes, explain We have created 7 new jobs.

10(c) Job Information related to project \*\*\*

Estimate below how many jobs will be created and retained as a result of this project, if OCIDA assistance is granted.

Number of Jobs BEFORE Project	Location 1	Location 2	Location 3	Location 4	Location 5	Total
Address in NYS						
Full-Time Company	74					
Full-Time Independent Contractors						
Full-Time Leased						
A. <b>Total Full-Time BEFORE</b>	<b>74</b>					
Part-Time Company	2					
Part-Time Independent Contractors						
Part-Time Leased						
B. <b>Total Part-Time BEFORE</b>	<b>2</b>					
<b>Total FTE BEFORE*</b>	<b>75</b>					

\*For **Total FTE BEFORE** add full-time employees (line A) plus part-time employees that have been converted to FTE (line B).

Amended by Oneida County Rural Telephone on Date: \_\_\_\_\_

	Location 1	Location 2	Location 3	Location 4	Location 5	Total
<b>Number of Jobs AFTER Project (within 3 years of project completion)</b>						
Full-time Company	76					
Full-Time Independent Contractors						
Full-Time Leased						
<b>A. Total Full-Time AFTER</b>	<b>76</b>					
Part-Time Company	2					
Part-Time Independent Contractors						
Part-Time Leased						
<b>B. Total Part-Time AFTER</b>	<b>2</b>					
<b>Total FTE AFTER *</b>	<b>77</b>					

*\*For Total FTE AFTER add full-time employees (line A) plus part-time employees that have been converted to FTE (line B).*

	Location 1	Location 2	Location 3	Location 4	Location 5	Total
<b>Estimate the number of residents from the Labor Market Area** in which the Project is located that will fill the jobs created within three years of project completion</b>						
Full-Time	2					
Part-Time						
<b>Total AFTER</b>	<b>2</b>					

\*\* Labor Market Area includes Oneida, Lewis, Herkimer, and Madison Counties

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SALARY AND BENEFITS	Retained Jobs		Created Jobs	
	Average Annual Salary per employee	Average Fringe Benefits (as a percentage of wages)	Average Annual Salary per employee	Average Fringe Benefits (as a percentage of wages)
Management	\$	%	\$	%
Administrative	\$	%	\$	%
Production	\$	%	\$	%
Independent Contractor	\$	%	\$	%
Other	\$	%	\$	%
Overall Weighted Average	\$	%	\$ \$40,000	25 %

\*\*\* By statute, Agency staff must project the number of Full-Time Jobs that would be retained and created if the request for Financial Assistance is granted. "FTE" shall mean a full time employee that has a minimum of thirt-five (35) scheduled hours per week, or any combination of two or more part-time employees that work a minimum of fifteen (15) scheduled hours per week, when combined together, constitute the equivalent of a minimum of thirt-five (35) scheduled hours per week, and whose workplace location is the project facility. For this purpose an employee shall include a leased employee regularly retained by the company.

ONEIDA COUNTY INDUSTRIAL DEVELOPMENT AGENCY  
COST/BENEFIT ANALYSIS  
Required by §859-a(3) of the  
New York General Municipal Law

Date

2/5/2019

Name of Applicant: Oneida County Rural Telephone  
9560 Main St  
Holland Patent, NY 13354

Name of All Sublessees or Other Occupants of Facility: Northland Additional Expansion

Principals or Parent of Applicant:

Products or Services of Applicant to be produced or carried out at facility: Existing warehouse renovation into office space

Estimated Date of Completion of Project: Oct-19

Type of Financing/ Structure:  Tax-Exempt Financing  
 Taxable Financing  
x Sale/ Leaseback  
 Other:

Type of Benefits being Sought by Applicant:  Taxable Financing  
 Tax-Exempt Bonds  
X Sales Tax Exemption on Eligible Expenses Until Completion  
X Mortgage Recording Tax Abatement  
X Real Property Tax Abatement

**Project Costs**

Land	\$	6,612.00				
Existing Building						
Existing Bldg. Rehab	\$	2,439,729.00				
Construction of New Building	\$	1,369,133.00				
Addition or Expansion						
Engineering/ Architectural Fees	\$	265,075.00				
Fees and Permits	\$	1,300.00				
Fixtures(Tenant fit-out of space)	\$	-				
Equipment	\$	200,000.00				
Legal Fees (Bank, Bond, Transaction, Credit Provider, Trustee	\$	18,710.00	See Agency Fee Schedule Page on Application			
Finance Charges (Title Insurance, Environmental Review, Bank Commitment Fee, Appraisal, Etc.)						
<u>Other</u>	\$	329,189.00	Furniture & moving			
Subtotal	\$	4,629,748.00				
Agency Fee*	\$	23,149.00	<b>IDA Agency Fee: PILOT, Mortgage Recording Exemption, Sales Tax Exemption:</b>			
			<table border="1"> <tr> <td>o Up to a \$1.0 Million project - \$5,000</td> <td>o Above \$1.0 Million project up to \$10.0 Million project – ½ of 1% of total project cost.</td> <td>o Above \$10.0 Million project – ½ of 1% of total project cost up to \$10.0 Million plus incremental increase of ¼ of 1% of total project above \$10.0 Million.</td> </tr> </table>	o Up to a \$1.0 Million project - \$5,000	o Above \$1.0 Million project up to \$10.0 Million project – ½ of 1% of total project cost.	o Above \$10.0 Million project – ½ of 1% of total project cost up to \$10.0 Million plus incremental increase of ¼ of 1% of total project above \$10.0 Million.
o Up to a \$1.0 Million project - \$5,000	o Above \$1.0 Million project up to \$10.0 Million project – ½ of 1% of total project cost.	o Above \$10.0 Million project – ½ of 1% of total project cost up to \$10.0 Million plus incremental increase of ¼ of 1% of total project above \$10.0 Million.				
<b>TOTAL COST OF PROJECT</b>	<b>\$</b>	<b>4,652,897.00</b>				

**Assistance Provided by the Following:**

EDGE Loan:			
MVEDD Loan:			
Grants - Please indicate source & Amount:	\$	-	ESD, ESC Base Redevelopment
Other Loans - Please indicate source & Amount:		\$0	M&T, UIDC, RIDC, EDGE, MVEDD

**Company Information**

Existing Jobs  
 Created Jobs (over three years)  
 Retained Jobs

75.00
2.00
75.00

**Average Salary of these Positions**

40000
40000
40000

**Earnings Information for Oneida County**

Average Salary of Direct Jobs for Applicant  
 Average of County Indirect Jobs  
 Average of Construction Jobs

\$ 40,000.00
\$ 25,000.00
\$ 32,000.00

Note: \$1,000,000 in construction expenditures generates 15 person - years of employment

Construction Person Years of Employment:

\$ 19.04
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**Calculation of Benefits (3 Year Period)**

	Total Earnings	Revenues
Direct Jobs		
Created	\$ 240,000.00	10200
Existing	\$ 9,000,000.00	382500
Indirect Jobs		
Created	\$ 375,000.00	15937.5
Existing	\$ 14,062,500.00	597656.25
Construction - only one year		
Person Years	\$ 609,417.92	25900
<b>TOTALS Calculation of Benefits (3 Year Period)</b>	<b>\$ 24,286,917.92</b>	<b>1032194</b>

**TAXABLE GOODS & SERVICES**

	Spending Rate	Expenditures	State & Local Sales Tax Revenues
Direct Jobs			
Created \$	0.36	86400	8424
Existing \$	0.36	3240000	283500
Indirect Jobs			
Created \$	0.36	135000	13162.5
Existing \$	0.36	5062500	442968.75
Construction - only one year			
Person Years \$	0.36	219390	19197
<b>TOTAL TAXABLE GOODS &amp; SERVICES</b>		<b>8743290</b>	<b>767252</b>

Local (3 year) real property tax benefit (assuming 60% of jobs existing and created own a residence) with an average assessment of \$80,000 and the remainder of jobs existing created pay real property taxes through rent based on an average assessment per apartment of \$50,000.

Tax Rate for School District where facility is located:	32.4333671
Tax Rate for Municipality where facility is located:	5.52
Tax Rate for County:	10.27403
	Rate Total 48.2273971
Real Property Taxes Paid:	\$ 252,518.65

**COSTS:**

Real Property Taxes Abated on Improvements Only (10 yr. Period):	25,576	Amount of Taxes that would be abated by applying PILOT.
Mortgage Tax Abated (.075%)	0	
Estimated Sales Tax Abated During Construction Period (8.75%)	57,946	

NOTE: If there is a tax-exempt financing of all or a portion of the project cost, there is a neutral cost/benefit because of lower interest rates by reason of exclusion of interest from gross income of bondholders for purposes of Federal and State income taxes. Taxable financing carries the same cost/benefit for State Income Tax purposes. Such cost/benefits cannot be quantified.

## REPRESENTATIONS AND CERTIFICATION BY APPLICANT

The undersigned requests that the attached materials be submitted as an amendment to the Applicant's original Application for Financial Assistance for review to the Oneida County Industrial Development Agency (the "Agency") and its Board of Directors.

Approval of the modifications to the Application can be granted solely by this Agency's Board of Directors. The Agency reserves the right to request Applicant complete a full Application for Financial Assistance if, after reviewing the attached materials, the Agency determines one is required to properly evaluate the Applicant's request. The undersigned acknowledges that Applicant shall be responsible for all costs incurred by the Agency and its counsel in connection with the attendant negotiations whether or not the transaction is carried to a successful conclusion.

The Applicant further understands and agrees with the Agency as follows:

1. **Annual Sales Tax Filings.** In accordance with Section 858-b(2) of the New York General Municipal Law, the Applicant understands and agrees that, if the Project receives any sales tax exemptions as part of the Financial Assistance from the Agency, in accordance with Section 874(8) of the General Municipal Law, the Applicant agrees to file, or cause to be filed, with the New York State Department of Taxation and Finance, the annual form prescribed by the Department of Taxation and Finance, describing the value of all sales tax exemptions claimed by the Applicant and all consultants or subcontractors retained by the Applicant.
2. **Annual Employment, Tax Exemption & Bond Status Reports.** The Applicant understands and agrees that, if the Project receives any Financial Assistance from the Agency, the Applicant agrees to file, or cause to be filed, with the Agency, on an annual basis, reports regarding the number of people employed at the project site as well as tax exemption benefits received with the action of the Agency. For Applicants not responding to the Agency's request for reports by the stated due date, a \$500 late fee will be charged to the Applicant for each 30-day period the report is late beyond the due date, up until the time the report is submitted. Failure to provide such reports as provided in the transaction documents will be an Event of Default under the Lease (or Leaseback) Agreement between the Agency and Applicant. In addition, a Notice of Failure to provide the Agency with an Annual Employment, Tax Exemption & Bond Status Report may be reported to Agency board members, said report being an agenda item subject to the Open Meetings Law.
3. **Absence of Conflict of Interest.** The Applicant has consulted the Agency website of the list of the Agency members, officers and employees of the Agency. No member, officer, or employee of the Agency has an interest, whether direct or indirect, in any transaction contemplated by this Application, except as herein after described (if none, state "none"):
4. **Hold Harmless.** Applicant hereby releases the Agency and its members, officers, servants, agents and employees from, agrees that the Agency shall not be liable for and agrees to indemnify, defend and hold the Agency harmless from and against any and all liability arising from or expense incurred by (A) the Agency's examination and processing of, and action pursuant to or upon, the attached Application, regardless of whether or not the Application or the Project described therein or the tax exemptions and other assistance requested therein are favorably acted upon by the Agency, (B) the Agency's acquisition, construction and/or installation of the Project described therein and (C) any further action taken by the Agency with respect to the Project; including without limiting the generality of the foregoing, all causes of action and attorneys' fees and any other expenses incurred in defending any suits or actions which may arise as a result of any of the foregoing. If, for any reason, the Applicant fails to conclude or consummate necessary negotiations, or fails, within a reasonable or specified period of time, to take reasonable, proper or requested action, or withdraws, abandons, cancels or neglects the Application, or if the Agency or the Applicant are unable to reach final

agreement with respect to the Project, then, and in the event, upon presentation of an invoice itemizing the same, the Applicant shall pay to the Agency, its agents or assigns, all costs incurred by the Agency in the processing of the Application, including attorneys' fees, if any.

5. The Applicant acknowledges that the Agency has disclosed that the actions and activities of the Agency are subject to the Public Authorities Accountability Act signed into law January 13, 2006 as Chapter 766 of the 2005 Laws of the State of New York.
6. The Applicant acknowledges that the Agency is subject to New York State's Freedom of Information Law (FOIL). **Applicant understands that all Project information and records related to this application are potentially subject to disclosure under FOIL subject to limited statutory exclusions.**
7. The Applicant acknowledges that it has been provided with a copy of the Agency's recapture policy (the "Recapture Policy"). The Applicant covenants and agrees that it fully understands that the Recapture Policy is applicable to the Project that is the subject of this Application, and that the Agency will implement the Recapture Policy if and when it is so required to do so. The Applicant further covenants and agrees that its Project is potentially subject to termination of Agency financial assistance and/or recapture of Agency financial assistance so provided and/or previously granted.
8. The Applicant understands and agrees that the provisions of Section 862(1) of the New York General Municipal Law, as provided below, will not be violated if Financial Assistance is provided for the proposed Project:

§ 862. Restrictions on funds of the agency. (1) No funds of the agency shall be used in respect of any project if the completion thereof would result in the removal of an industrial or manufacturing plant of the project occupant from one area of the state to another area of the state or in the abandonment of one or more plants or facilities of the project occupant located within the state, provided, however, that neither restriction shall apply if the agency shall determine on the basis of the application before it that the project is reasonably necessary to discourage the project occupant from removing such other plant or facility to a location outside the state or is reasonably necessary to preserve the competitive position of the project occupant in its respective industry.

9. The Applicant confirms and acknowledges that the owner, occupant, or operator receiving Financial Assistance for the proposed Project is in substantial compliance with applicable local, state and federal tax, worker protection and environmental laws, rules and regulations.
10. The Applicant confirms and acknowledges that the submission of any knowingly false or knowingly misleading information may lead to the immediate termination of any Financial Assistance and the reimbursement of an amount equal to all or part of any tax exemption claimed by reason of the Agency's involvement the Project.
11. The Applicant confirms and hereby acknowledges that as of the date of this Application, the Applicant is in substantial compliance with all provisions of Article 18-A of the New York General Municipal Law, including, but not limited to, the provision of Section 859-a and Section 862(1) of the New York General Municipal Law.
12. The Applicant and the individual executing this Application on behalf of the Applicant acknowledge that the Agency will rely on the representations made herein when acting on this Application and hereby represent that the statements made herein do not contain any untrue statement of a material

fact and do not omit to state a material fact necessary to make the statements contained herein not misleading. **The Applicant has reviewed its original Application for Financial Assistance and confirms all information provided therein is true and correct, except as modified by the attached materials.**

STATE OF NEW YORK        )  
COUNTY OF ONEIDA       ) ss.:

Heather Kirkland, being first duly sworn, deposes and says:

1. That I am the Treasurer (Corporate Office) of Oneida County Rural Telephone (Applicant) and that I am duly authorized on behalf of the Applicant to bind the Applicant.
2. That I have read the attached Application, I know the contents thereof, and that to the best of my knowledge and belief, this Amendment to Application and the contents of the entire Application as modified by this Amendment to Application are true, accurate and complete.

Heather Kirkland  
(Signature of Officer)

Subscribed and affirmed to me under penalties of perjury  
this 5<sup>th</sup> day of February, 2019.

MARY ANN M. MOSHIER  
Notary Public, State of New York  
No. 01MO6358415  
Qualified in Madison County  
Commission Expires 05/22/21

Mary Ann Moshier  
(Notary Public)

If the application has been completed by or in part by other than the person signing this application for the applicant please indicate who and in what capacity:

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Return the original signed and notarized application and two copies to: **Oneida County Industrial Development Agency (OCIDA)**, 584 Phoenix Drive, Rome, New York 13441-1405, Attn.: Shawna M. Papale, Executive Director. In addition, please send an electronic version of the application (signed), and SEQR form (signed), to [spapale@mvedge.org](mailto:spapale@mvedge.org).