

**November 17, 2021**

Approval of Minutes

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RESOLVED, that the minutes of the meeting of the Corporation held on March 31, 2021, as presented to this meeting, are hereby approved and all actions taken by the Corporation's employees, officers or Directors in furtherance of the matters referred to therein are hereby ratified and approved as actions of the Corporation.

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**November 17, 2021**

Ratification of Office Space Contract Amendment

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RESOLVED, that the Corporation is hereby authorized to amend its agreement with The Counsel of State Governments, LTD. (CSG) for use of a portion of its office space located at 22 Cortlandt Street, 22nd Floor, as described in the materials presented to this meeting; and be it

FURTHER RESOLVED, that such agreement shall be extended for a 15-month term, commencing July 15, 2021 for an additional \$124,000, to an amount not to exceed \$245,400, with a six month option, as described in the materials presented to this meeting; and be it

FURTHER RESOLVED that the expenditures approved hereby shall be allocated from the Corporation's Fiscal Year End (FYE) 2022 Administration Budget and the anticipated FYE 2023 Budget; and be it

FURTHER RESOLVED, that the proper officers of the Corporation are hereby authorized to take any such action and to execute such instruments as may be necessary or appropriate to effect the foregoing.

FURTHER RESOLVED, that all such actions previously taken in furtherance of the foregoing by the Corporation's employees, Officers or Directors are hereby ratified and approved in all respects.

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**November 17, 2021**

Ratification of Final Action Plan Amendment and City of New York Department of Housing Preservation and Development Subrecipient Agreement Amendment

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RESOLVED, that the Corporation is hereby authorized to amend the Final Action Plan and its subrecipient agreement with the City of New York Department of Housing Preservation and Development to expand the scope of Affordable Housing projects, as described in the materials presented to this meeting; and be it

FURTHER RESOLVED, that the scope changes approved hereby shall be funded through the existing contract by way of the Final Action Plan; and be it

FURTHER RESOLVED, that the officers of the Corporation are hereby authorized to take any such action and to execute such instruments as may be necessary or appropriate to effect the foregoing; and be it

FURTHER RESOLVED, that all such actions previously taken in furtherance of the foregoing by the Corporation's employees, Officers or Directors are hereby ratified and approved in all respects.

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**November 17, 2021**

Ratification of New York State Homes and Community Renewal  
Funding Authorization

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RESOLVED, that the Corporation is hereby authorized to execute a subrecipient agreement with New York State Homes and Community Renewal for preliminary and other audit work necessary to determine a detailed scope, cost and schedule for possible weatherization improvements to five affordable housing properties in lower Manhattan in an amount not to exceed \$110,000, as described in the materials presented to this meeting; and be it

FURTHER RESOLVED, that the expenditures approved hereby shall be allocated from funds included in the Affordable Housing allocation in the Final Action Plan; and be it

FURTHER RESOLVED, that the proper officers of the Corporation are hereby authorized to take any such action and to execute such instruments as may be necessary or appropriate to effect the foregoing; and be it

FURTHER RESOLVED, that all such actions previously taken in furtherance of the foregoing by the Corporation's employees, Officers or Directors are hereby ratified and approved in all respects.

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**November 17, 2021**

Authorization to Amend Partial Action Plan 10 and the Final Action Plan and Increase the City of New York Department of Housing Preservation and Development Agreement Authorization

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RESOLVED, that the Corporation is hereby authorized to amend Partial Action Plan 10 and the Final Action Plan to the extent necessary, by reducing residual allocations in the East River Waterfront Esplanade and Piers, Chinatown Projects, Transportation Improvements, Neighborhood Parks and Open Spaces and West Thames Street Bridge activities, and increasing the Affordable Housing activity from \$12,800,000 to \$13,980,000, as described in the materials presented to this meeting; and be it

FURTHER RESOLVED, that the Corporation is hereby authorized to increase the City of New York Department of Housing Preservation and Development subrecipient agreement authorization by an amount up to \$1,075,000, to an amount not to exceed \$13,755,000 as described in the materials presented to this meeting; and be it

FURTHER RESOLVED, that the proper officers of the Corporation are hereby authorized to submit for public comment and review by the federal Department of Housing and Urban Development ("HUD") the Amended Action Plans, as may be required; and be it

FURTHER RESOLVED, that the President of the Corporation or his designee shall be authorized to make such changes to the Amended Action Plans as may be necessary or appropriate to comport with applicable HUD requirements and to reflect any public comments solicited and received thereon; and be it

FURTHER RESOLVED, that all such actions previously taken in furtherance of the foregoing by the Corporation's employees, Officers or Directors are hereby ratified and approved in all respects.

FURTHER RESOLVED, that the proper officers of the Corporation are hereby authorized to take any such action and to execute such instruments as may be necessary or appropriate to effect the foregoing.

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**November 17, 2021**

Authorization to Amend and Extend the Pre-Qualified Legal  
CounselServices Contracts

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RESOLVED, that the amount of the Corporation's expenditures authorized under the agreements and amendments with one or more law firms on the Empire State Development Pre-Qualified Counsel List shall increase by \$2,450,000, to an amount not to exceed \$6,850,000 in the aggregate, and the term of such agreements shall be extended through December 31, 2023, as described in the materials presented to this meeting; and be it

FURTHER RESOLVED, that the expenditures approved hereby shall be allocated from funds included in the appropriate LMDCFYE 2022 and anticipated FYE 2023 Administrative Budgets, relevant Partial Action Plans, or funds paid by the World Trade Center Site 5 developer; and be it

FURTHER RESOLVED, that the proper officers of the Corporation are hereby authorized to take any such action and to execute such instruments as may be necessary or appropriate to effect the foregoing; and be it

FURTHER RESOLVED, that all such actions previously taken in furtherance of the foregoing by the Corporation's employees, Officers or Directors are hereby ratified and approved in all respects.

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**November 17, 2021**

Authorization for New York City (New York County) - 5 World Trade Center; World Trade Center Memorial and Cultural Program Land Use Improvement and Civic Project - Land Use Improvement and Civic Project Findings; Acceptance of Environmental Assessment; Determination that No Supplemental Environmental Impact Statement is Needed Pursuant to National Environmental Policy Act and State Environmental Quality Review Act and their implementing regulations; Adoption of Modified General Project Plan; Override of Local Zoning Regulations and Other Local Laws; Authorization to Hold a Public Hearing; and Authorization to Take Related Actions.

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RESOLVED, that, on the basis of the materials presented to this meeting (the "Materials"), a copy of which is hereby ordered filed with the records of the Corporation relating to the World Trade Center Memorial and Cultural Program Land Use Improvement and Civic Project, the Corporation hereby determines and finds pursuant to Section 10(c) of the New York State Urban Development Corporation Act of 1968, as amended (the "Act"), that:

- (1) the area in which the project is to be located is a substandard or insanitary area, or is in danger of becoming a substandard or insanitary area and tends to impair or arrest the sound growth and development of the municipality;
- (2) the project consists of a plan or undertaking for the clearance, re-planning, reconstruction and rehabilitation of such area and for recreational and other facilities incidental or appurtenant thereto; and
- (3) the plan or undertaking affords maximum opportunity for participation by private enterprise, consistent with the sound needs of the municipality as a whole; and be it

FURTHER RESOLVED, that, on the basis of the Materials, the Corporation hereby determines and finds pursuant to Section 10(d) of the Act, that:

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- (1) there exists in the area in which the project is to be located, a need for the educational, cultural, recreational, community, municipal, public service or other civic facility to be included in the project;
- (2) the project shall consist of a building or buildings or facilities which are suitable for educational, cultural, recreational, community, municipal, public service or other civic purposes;
- (3) such project will be leased to or owned by the state or an agency or instrumentality thereof, a municipality or an agency or instrumentality thereof, a public corporation, or any other entity which is carrying out a community, municipal, public service or other civic purpose, and that adequate provision has been or will be, made for the payment of the cost of acquisition, construction, operation, maintenance and upkeep of the project; and
- (4) the plans and specifications assure or will assure adequate light, air, sanitation and fire protection; and be it

FURTHER RESOLVED, that, on the basis of the Materials, the Corporation hereby determines and finds pursuant to Section 10(g) of the Act that there are no families or individuals to be displaced from the Project area; and be it

FURTHER RESOLVED, that, on the basis of the Materials; the Corporation hereby approves, subject to public review and comment, the Environmental Assessment for the Proposed Actions attached as Exhibit C in the Materials (the "EA") for the adoption of modifications to the General Project Plan for the World Trade Center Memorial and Cultural Program (the "MGPP") and the other proposed actions described in the EA (collectively, the "Proposed Actions") in the form submitted at this meeting and finds that the EA meets the requirements of the National Environmental Policy Act ("NEPA") and the New York State Environmental Quality Review Act ("SEQRA") and other applicable laws and regulations; and be it

FURTHER RESOLVED, that, on the basis of the Materials, the Corporation hereby approves and adopts, subject to public review



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and comment, the proposed Finding of No Significant Impact and Determination of Non-Significance annexed as Exhibit D in the Materials ("FONSI"), copies of which document are hereby filed with the records of the Corporation, and finds that the FONSI meets the requirements of NEPA and SEQRA and other applicable laws and regulations, and determines that the Proposed Actions will not, either individually or cumulatively, have a significant impact on the quality of the human environment or a significant adverse environmental impact not already analyzed and disclosed in the Final Generic Environmental Impact Statement for the World Trade Center Memorial and Redevelopment Plan; and that no supplemental environmental impact statement is needed in connection with the Proposed Actions; and be it

FURTHER RESOLVED, that the officers of the Corporation or any such officer's designee, acting singly, be, and each of them hereby is, authorized in the name and on behalf of the Corporation to take all actions necessary or appropriate in connection with the EA, FONSI and Proposed Actions pursuant to NEPA, SEQRA and any other applicable law, including without limitation, the providing, filing or making available of copies of the EA and FONSI and/or the acceptance of public comments; and making a report or reports thereon to the Board of Directors; and be it

FURTHER RESOLVED, that, on the basis of the Materials and subject to Section 16 of the Act, the Corporation does hereby adopt the proposed MGPP as presented to this meeting, a copy of which MGPP is hereby ordered filed with the records of the Corporation; and be it

FURTHER RESOLVED, that, on the basis of the Materials, the Corporation hereby finds, pursuant to Section 16(3) of the Act, that it is not feasible or practicable for the Project described in the Materials to comply with all local zoning and other land use regulations and, accordingly, the Corporation hereby overrides the local zoning regulations, and other local laws inclusive of the City Map and the Uniform Land Use Review Procedure, as and to the extent described in the Materials and in the MGPP for the specified purposes of the Project; and be it

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FURTHER RESOLVED, that the officers of the Corporation or any such officer's designee, acting singly, be, and each of them hereby is, authorized in the name and on behalf of the Corporation to hold a public hearing on the MGPP in accordance with the requirements of the Act; and be it

FURTHER RESOLVED, that the officers of the Corporation or any such officer's designee, acting singly, be, and each of them hereby is, authorized in the name and on behalf of the Corporation to take all actions necessary or proper, in their respective sole discretion, to comply with the requirements of the Act in connection with the adoption of the MGPP and the holding of a public hearing thereon; and be it

FURTHER RESOLVED, that the MGPP shall not be final until action is taken as provided in the Act, and until such time as all requirements of the Act and other applicable law in connection therewith have been satisfied; and be it

FURTHER RESOLVED, that the officers of the Corporation or any such officer's designee, acting singly, be, and each of them hereby is, authorized and directed in the name and on behalf of the Corporation to execute and deliver any and all documents and to take any and all actions necessary or proper, in their respective sole discretion, as may be necessary or appropriate to effectuate the foregoing resolutions.

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