

# Onondaga County Industrial Development Agency Project Summary

1. Project:	Armoure	ed One LLC		2. Project Number:	3101-18-06A
3. Location:	Syracuse	, Dewitt		4. School Districts:	Syracuse, East Syracuse Minoa
5.Tax Parcel(s):	02307-	23.0, 02307 21.0, 02307 14.2, 03117 14.5	7-22.0, 1-14.1,	6. Туре of Project:	Renovation
7. Description:	become	a state of th	e art manu	facturing facility conc	o keep up with demand. They have plans to erning safety glass and film. They are asking for exemption, sales and use tax exemption.
7.Total Project Cost:	\$ !	5,355,000		8. Total Jobs	70
Land	\$	175,000		8A. Job Retention	0
Site Work	\$	1,000,000			
Building	\$	1,800,000			
Furniture & Fixtures	\$	180,000		8B: Job Creation	70
Equipment		2,000,000		(Next 5 Years)	
Equipment Subject to NYS Production					
Exemption	\$	100,000			
Engineering/Architecture Fees	\$ \$	100,000 50,000			
Financial Charges	\$ \$	50,000			
Legal Fees Other	\$	-			
Cost Benefit Analysis:	Armo	ured One L			
Cost Belletit Allalysis.		Impact (\$)	LC		
Abatement Cost:	riscai	πηραστ (φ)	\$660,216		
		\$428,400	7000,210		
Sales Tax		\$26,250			
Mortgage Tax		\$205,566			
Property Tax Relief (PILOT)		\$205,500			
New Investment:			\$68,785,913		
PILOT Payments 10 yrs		\$179,625			
Project Wages (10 yrs)		\$43,746,722			
Construction Wages		\$8,706,000			
Employee Benefits (10 years)		\$13,124,017			
Project Capital Investment		\$2,975,000			
New Sales Tax Generated		\$0			
Agency Fees		\$54,550			
Benefit:Cost Ratio		104.19	:1		

A) PILOTS Estimate Table Worksheet

**Armoured One** 

OCIDA estimate of current market value	\$	489,950
Dollar value renovation costs	φ.	1,800,000
OCIDA estimate of increase in value	Ψ.	1,080,000
OCIDA estimated value after project is completed	€5	1,569,950
Taxes that would have been collected if the project did	<del>U</del>	160 423
not occur		
O I G I G I G I G I G I G I G I G I G I	<u>\$</u>	340,048
Scheduled PILO1 payments		

PILOT YEAR	Exemption %	County	Town (Dewitt) Sc PILOT Amount PIL	Town (Dewitt) School (ESM) PILOT Amount	City of Syracuse	Syracuse City School District	Total PILOT	Full Tax Payment w/o PILOT	Net Exemption
,	7	AMOUNT	4 422	\$ 2243	1.597	\$ 5.784	\$ 14,650.88	\$ 49,829	\$ 35,178
_ 0	200		4 773		65	\$ 7.243	\$ 18,532.07	\$ 50,826	\$ 32,294
7	06	Τ	000	3,666	· 65	69	\$ 22,562.64	\$ 51,842	\$ 29,279
	30		030	9,000	· 6	6.	69	\$ 52,879	\$ 26,132
4	0/	- 1			θ	41 965	6.	\$ 53.937	\$ 22,847
2	60	\$ 9,641			÷ (		+ 6	\$ 55,015	19 420
9	20	\$ 11,021	\$ 1,131	\$ 6,012	<del>.,</del>		0	0,00	
7	40	\$ 12 452	\$ 1.290	\$ 6,854	4,258	\$ 15,415	\$ 40,269.06	\$ 56,116	15,847
~ α	30	\$ 13,937		69	4,761	\$ 17,237	\$ 45,115.31	\$ 57,238	\$ 12,123
	800	4 15 475		69	S	\$ 19,125	\$ 50,139.29	\$ 58,383	\$ 8,243
2 3	10	\$ 17,070	ľ		+	\$ 21,083	\$ 55,346.20	\$ 59,550	\$ 4,204
O TOTAL	2	\$ 105 333	5	\$ 57.266	\$ 36,071	\$ 130,601	\$ 340,048	\$ 545,614	\$ 205,566
IOIAL		900,001	•						

	450		Year				
	0	2019	2020	2021	2022	2023	
Jobs							
Current/Actuals	71						
Creation Goals		4	15	14	14	13	
Total							
Employment				;	Ç	7	
Goals	71	82	100	114	120	14	

Armoured One LLC OCIDA Application Long description sections.

#### **SECTION 1**

H) We purchase our raw glass from Syracuse Glass Company located in the county of Onondaga. Currently Syracuse Glass Company supplies us with 90% of all glass that is required to fabricate our security glass.

#### **SECTION 2**

- C) This project will help our efforts to expand into all 50 states in the US. Currently our production facility limits the amount of glass we can produce in a day. Our goals will be to invest into a state-of-theart manufacturing facility that will supply all 50 states and at the same time increase our profit margins by being more efficient.
- D) Our project will be focused on the rehabilitation of a piece of history where the old Lenox Furnace factory was housed. Our goal is to bring back manufacturing jobs into the Syracuse area and at the pace we are expanding, our goal is to employ 300 people into our updated facilities. The facility will sit inside of 180,000 sq/ft in Onondaga County. The final facility will have 20,000 sq/ft of offices and 160,000 sq/ft of manufacturing. The facility was being used as storage and the buildings themselves are in major need of restoring. Not only will we be able to manufacture security glass across the US, but we will also restore a piece of history that will be the home to 300 new jobs.
- H) Armoured One LLC is solely focused on saving lives against an active shooter by developing training, security assessments, and products that aid in slowing down attackers while not disrupting everyday life. We are the prime example of what this state needs in economic development and check off all the important boxes. We are a company comprised of law enforcement professionals. Our mission is to protect schools from an active shooter attack. Armoured One manufactures security glass and security film that helps slow down an attacker with a gun, bomb or other weapon that is commonly used in attacks. We are restoring a piece of Onondaga County that was marked to be demolished, and most importantly we bring new jobs to this area. Armoured One LLC will be the next success story in this area and OCIDA can be part of our mission to save lives.

## **SECTION 3**

D) *Installation Technician:* The responsibility of the installation tech is to provide installation of Armoured One's exclusive security film on existing glass in buildings. It is considered a construction job.

*Glass Manufacturing:* These people are responsible for every day production of various security glass. Each person is assigned a specific task in the fabrication of Armoured One's Security glass, much like an assembly line.

**Supervisors:** Supervisors are responsible to oversee everyday operations and to make sure the glass manufacturing personnel is on task with meeting production schedule.

**Engineer:** Our Engineers aid in the development of products as it relates to building design. They are to help monitor and address the everchanging climate of building technology.

Administration: Admins include all C-level and VP level personnel.



# ONONDAGA COUNTY INDUSTRIAL DEVELOPMENT AGENCY APPLICATION INSTRUCTIONS

- 1. Fill in all blanks, using "none", "not applicable", or "not available" where the question is not appropriate to the project, which is the subject of this Application (the "Project"). If you have any questions about the way to respond, please call the Agency at 315-435-3770.
- 2. If an estimate is given as the answer to a question, put "(est.)" after the figure or answer, which is estimated. If more space is needed to answer any specific question, attach a separate sheet.
- 3. If the OCIDA Board approves benefits, it is the company's responsibility to obtain and submit all necessary forms and documents. (ST-60, PILOT Agreement)
- 4. When completed, return this Application by mail or fax to the Agency at the address indicated below. A signed application may also be submitted electronically in PDF format to Nate Stevens at <a href="mailto:nstevens@ongov.net">nstevens@ongov.net</a>. An Application will not be considered by the Agency until the Application fee has been received.
- 5. The Agency will not give final approval for this Application until the Agency receives a completed NYS Full Environmental Assessment Form concerning the Project, which is the subject of this Application. The form is available at <a href="http://www.dec.ny.gov/permits/6191.html">http://www.dec.ny.gov/permits/6191.html</a>.
- 6. Please note the Public officers Law declares all records in the possession of the OCIDA (with certain limited exceptions) are open to public inspection and copying. If the Applicant feels that there are elements of the Project which are in the nature of trade secrets which, if disclosed to the public or otherwise widely disseminated, would cause substantial injury to the Applicant's competitive position, this Applicant must identify such elements in writing and request that such elements be kept confidential. In accordance with Article 6 of the Public Officer's Law, the OCIDA may also redact personal, private, and/or proprietary information from publicly disseminated documents.
- 7. The Applicant will be required to pay the Agency Application fee and, if accepted as a project of the agency, all administrative and legal fees as stated in Section VI of the Application.
- 8. A complete application consists of the following 9 items:
  - This Application
  - Local Access Agreement
  - Employment Plan
  - Conflict of Interest
  - A feasibility statement indicating the need for the requested benefits
  - Description of project, Site Plans/Sketches, and Maps
  - NYS Full Environmental Assessment Form
  - A check payable to the Agency in the amount of \$1,000
  - A check payable to Barclay Damon LLP in the amount of \$2,500

It is the policy of the Agency that any project receiving benefits from the Onondaga County Industrial Development Agency will utilize 100% local contractors and local labor for the construction period of the project unless a waiver is granted in writing by the Agency.

#### **Return to:**

Onondaga County Industrial Development Agency Attn: Nate Stevens 333 W. Washington Street, Suite 130 Syracuse, NY 13202

Phone: 315-435-3770 | Fax: 315-435-3669

nstevens@ongov.net

# Section I: Applicant Information

Please answer all questions. Use "None", "Not Applicable" and "See Attached" where necessary.

A) Applicant information-company receiving	benefits:	
Applicant Name: Armoured One LLC		
Applicant Address: 386 N. Midler Ave. Syracu	ise, NY 13206	
Phone: 315-720-4186	Fax: none	
Website: armouredone.com	E-mail: theresa@armouredone.co	om
Federal ID#: 46-1864542	NAICS: 238900	
State and Year of Incorporation/Organization: N	NY 2013	
Will a Real Estate Holding Company be utilized	to own the Project property/ facility?	☑Yes □No
What is the name of the Real Estate Holding Co.	mpany: 386 N. Midler Ave. LLC	
Federal ID#: 46-1864542	_	
State and Year of Incorporation/Organization: <u>N</u>	lew York 2018	
List of stockholders, members, or partners of Re	eal Estate Holding Company:	
Giambattista Amodei, Thomas Czyz, Antho	ny Delia, Eric Tallarico	
B) Individual Completing Application:		
Name: Thomas Czyz		
Title: CEO		
Address: 386 N. Midler Ave. Syracuse, NY 1	3206	
Phone: 315-720-6599	Fax: none	
E-mail: tom@armouredone.com		

C) <u>Company Contact (if different fro</u>	om individual completing application):
Name: Theresa Morgan	
Title: Chief Financial Officer	
Address: 386 North Midler Ave	
Phone: 315-720-4186	Cell Phone: same
E-mail: theresa@armouredone.com	1
D) Company Counsel:	
Name of Attorney: Anthony D'Elia	
Firm Name: Lynn D'Elia Temes & S	tanczyk
Address: 100 Madison St., Suite 19	
Phone: 315-476-1010	Cell Phone: 315-766-2122
E-mail: Anthony@ldts-law.com	
E) Business Organization (check ap	propriate category):
Corporation	Partnership
Public Corporation	Joint Venture
Sole Proprietorship	Limited Liability Company
Others (please specify): not applicab	le
Year Established: 2013	
State in which Organization is establis	shed: NY
F) List all stockholders, members,	or partners with $\%$ of ownership greater than $5\%$ :
	% of ownership
Name	70 of ownership
homas Czyz	38%
iambattista Amodei	37%
	10%
hilip Stone ric Tallerico	7.5%
IIC TAIICHCO	7.070

# **G)** Applicant Business Description:

Plea	se attach a description of your company's background, products, customers, goods and services.
Esti	mated % of sales within Onondaga County: 35%
Esti	mated % of sales outside Onondaga County but within New York State: 60
Esti	mated % of sales outside New York State but within the U.S.: 5%
Esti	mated % of sales outside the U.S.: 0
(*P	ercentage to equal 100%)
<b>H</b> )	What percentage of your total annual supplies, raw materials and vendor services are purchased
	from firms in Onondaga County. Include list of vendors, raw material suppliers and percentages
	for each. Provide supporting documentation including estimated percentages of local purchases.
	Please attach this information.
I)	<b>Applicant History</b> : If the answer to any of the following is "Yes", please explain
	below. If necessary, attach additional information.
	1. Is the company or management of the Company now a Yes No
	plaintiff or defendant in any civil or criminal litigation?
	2. Has any person listed above ever been convicted of a
	criminal offense (other than a minor traffic violation)?
	3. Has any person listed in Section I ever been in receivership or declared bankruptcy?  ☐Yes ☑No
	Please attach any explanations:
J)	Has the Project Beneficiary received assistance from OCIDA, SIDA, New York State, or the Onondaga Civic Development Corporation in the past? If yes please attach an explanation and
	please give year, project name, description of benefits, and address of project.
	☐Yes ☑No

# Section II: Project Information

A) Project Location: Location where the investment the new location should be entered here and the Address: 386 N. Midler Ave.	
Legal Address (if different): same	
City: Syracuse	Village/Town:
Zip Code: 13206	School District: Syracuse
Tax Map Parcel ID(s): 02307-23.0	
Current Assessed Value: 92,500	Sq. Footage of Existing Building: 60,887
Census Tract:	
B) Type (Check all that apply):	
New construction	Purchase of machinery and/or equipment
Expansion/Addition to current facilities	Brownfield/Remediated Brownfield
Renovation of existing facility	LEED Certification
☐Acquisition of existing facility/property	Other:
Demolition	
C) Please attach a summary of how this poset the company up for revenue growth's flexibility?	roject will help your business grow. Will it? Will it mitigate cost? Will it provide more
D) Description of Project: Please provide a d	etailed narrative of the proposed Project. This
narrative should include, but is not limited	I to:
	et and a breakdown of square footage per each
intended use; ☐ (ii) the size of the lot upon which the P	roject sits or is to be constructed;
	intended use of the site upon completion of the
Project;	and/or the principal activities that will occur
on the Project site; and	ed and/or the principal activities that will occur
$\square$ (v) an indication as to why the Applic	ant is undertaking the Project and the need for
	ely attach the description and any copies of
site plans, sketches, or maps.	

E)	Select Project Type for all end users at Project site (you may check more than one):  **Please check any and all end users as identified below
	☑ Industrial       ☐ Bank Office         ☐ Acquisition of Existing Facility       ☐ Retail         ☐ Housing       ☐ Mixed Use         ☐ Equipment Purchase       ☐ Facility for Aging         ☐ Multi-Tenant       ☐ Civic Facility (not for profit)         ☑ Commercial       ☑ Other Government/Schools
F)	For the Agency to consider this Project, please provide the following information:  1. Does the project consist of new construction or expansion or substantial renovation of an existing facility?  Yes  No
	<ul><li>Will the project create new employment opportunities or retain existing jobs that may otherwise be lost?</li><li>✓ Yes</li><li>✓ No</li></ul>
	3. Does the project beneficiary serve a customer base primarily outside of Onondaga County?
	□Yes □No
G	) Will the completion of the Project result in the removal of an industrial or manufacturing plant of the company 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 company located within the state? Please explain if you answer "Yes" by attaching a response.
	□Yes □No
F	I) Please attach a description of any compelling circumstances the Agency should be aware of while reviewing this application.
I	) Environmental Information
	<ol> <li>Please attach the appropriate Environmental Impact Forms to your application. Here is a link to the SEQR forms:         <ul> <li>a. <a href="http://www.dec.ny.gov/permits/6191.html">http://www.dec.ny.gov/permits/6191.html</a></li> </ul> </li> <li>Have any environmental issues been identified on the property?         <ul> <li>Yes</li> <li>No</li> </ul> </li> </ol>
	If yes please attach an explanation.

# Section III: Construction

# A) Project Costs and Finances

D '.' CC+-	Total	% of Total	Total Private Expenditure
Description of Costs		Budget to be	(should be less than or
	Budget	1	
	Amount	Procured in	equal to total budget
		Onondaga	amount)
		County	
Land Acquisition	\$175.000	100%	
Site Work/Demo	\$1.000.000	100%	
<b>Building Construction</b>	\$1.8 Million		
& Renovation	·		
Furniture & Fixtures	\$180.000	50%	
Equipment	\$2.000.000	10%	
Equipment Subject to NYS			
Production Sales Tax			
Engineering/Architect	\$100.000		
Financial Charges	\$50.000		
Legal	\$50.000		
Other			
Management/Developer Fees			
<b>Total Project Cost</b>	\$5.355.000		

Note: Do not include OCIDA fees, OCIDA application fees, or OCIDA legal fees as part of the Total Project Cost. You may attach a separate chart if needed.

B)	TOTAL	_ Capital Costs	\$ (	)
		refinancing: estimated amount inancing of existing debt only)	\$ !	)
	1. 2.	Bank Financing  Equity (excluding equity that is attributed to grants/tax credits)	\$	\$3.5 Million
	3.	Tax Exempt Bond Issuance (if applicable)	\$	0
	4.	Taxable Bond Issuance (if applicable)	\$	0

5	<ul><li>Public Sources (Include sum total of all state and tax credits)</li></ul>	and federal grants	\$ 0
	-Identify each state and federal grant/credi	t:	
			\$
			\$
			\$
	6. Total Sources of Funds for Project Costs		\$
*Fu per	ployment and Payroll Information  Il Time Equivalent (FTE) is defined as one employeek or two or more employees together workin  1. Are there people currently employed at the p  Yes  No If yes, provide  2. Complete the following:	g a total of 40 hours p	er week.
	•		
	Estimate the number of FTE jobs to be retained as a result of this Project:	71	
	Estimate the number of construction jobs to be created by this Project:	200	
	Estimate the average length of construction jobs to be created (months):	12 - 16 months	
	Current annual payroll at facility:	1.6 Million	
	Average annual growth rate of wages:	8%	
	Please list, if any, benefits that will be available to either full and/or part time employees:	Full Health, 401k	
	Average annual benefit paid by the company (\$ or % salary) per FTE job:	\$65,000	
	Average growth rate of benefit cost:		
	Amount or percent of wage employees pay for benefits:	30%	
	Provide an estimate of the number of residents in the Economic Development Region (Onondaga, Madison, Cayuga, Oneida, Oswego, and Cortland Counties) to fill new FTE jobs:	95%	

#### D) New Employment Benefits

- i. Complete the following chart indicating the number of FTE jobs presently employed at the Project and the number of FTE jobs that will be created at the Project site at the end of the first, second, third, fourth, and fifth years after the Project is completed. Jobs should be listed by title of category (see below), including FTE independent contractors or employees of independent contractors that work at the Project location. Do not include construction workers.
- ii. Feel free to include additional information or a substitute chart if you think additional material would add clarity.

Current & Planned Full Time Occupations (Job	Salary (Annual or	Current Number of	added	Estimated Number of FTE Jobs added each year after project Year 1 Year 2 Year 3 Year 4 Yea				
Titles)	Hourly)	FTEs		6	6	6	6	
Installation Tech	65,000	18	6					
Glass Manufacturer	65,000	5	6	6	6	6	6	
Supervisor	95,000	2	1	1	1	1	1	
Engineers	85,000	1		1		0		
Administration	100,000	5	1	1	1	1		
Tactical Instructors	40,000							
Job Creation Subtotal		71	14	15	14	15	13	

For purposes of completing the chart, please list the job titles that will be increasing in number. If possible, please attach a brief description that outlines what each job entails.

If you prefer, you may attach a job chart of your own that outlines the job growth projections regarding the project.

E)	Financial Assistance sought (estimated values):
	Real Property Tax Abatement (PILOT):
	Mortgage Recording Tax Exemption (.75% of amount mortgaged):
	Sales and Use Tax Exemption (4% Local, 4% State):
	Tax Exempt Bond Financing (Amount Requested):
	Taxable Bond Financing (Amount Requested):

F) Mortgage Recording Tax Exemption Benefit Calculator: Amount of mortgage that would be subject to mortgage recording tax:

Mortgage Amount (include sum total of construction/permanent/bridge financing):

\$ 3,500,000

Estimated Mortgage Recording Tax Exemption Benefit (product of mortgage amount as indicated above multiplied by .0075):

\$ 26,250

G) Sales and Use Tax Benefit Calculator: Gross amount of costs for goods and services that are subject to State and local Sales and US tax – said amount to benefit from the Agency's Sales and Use Tax exemption benefit:

\$5,355,000

Estimated State and local Sales and Use Tax Benefit (product of 8% multiplied by the figure, above) (This should match the amount in section "E" on this page, this calculation only exists to help you with your estimate):

s 428,400

# Section IV: Estimate of Real Property Tax Abatement Benefits\*\*\* and Percentage of Project Costs Financed from Public Sector Sources

\*\* Section IV of this Application will be: (i) completed by IDA Staff based upon information contained within the Application, and (ii) provided to the Applicant for ultimate inclusion as part of this completed Application.

# A) PILOTS Estimate Table Worksheet

OCIDA estimate of current value	
New construction and renovation costs	
OCIDA estimate of increase in value	
OCIDA estimated value of completed project	
OCIDA estimate of taxes that would have been collected if the	
project did not occur	
Scheduled PILOT payments	

PILOT Year	Exemption %	County PILOT Amount	Local PILOT Amount	School PILOT Amount	Total PILOT	Full Tax Payment w/o PILOT	Net Exemption
1	100						
2	90						
3	80						
4	70						
5	60						
6	50						
7	40						
8	30						
9	20						
10	10						
TOTAL							

<sup>\*\*\*</sup> Estimates provided are based on current property tax rates and assessment value (current as of date of application submission) and have been calculated by IDA staff

### Section V: Local Access Policy Agreement

In absence of a waiver permitting otherwise, every project seeking the assistance of the Onondaga County Industrial Development Agency (Agency) must use local general contractors, subcontractors, and labor for one-hundred percent (100%) of the construction of new, expanded, or renovated facilities. The project's construction or project manager need not be a local company.

Noncompliance may result in the revoking and/or recapture of all benefits extended to the project by the Agency. Local Labor is defined as laborers permanently residing in the State of New York counties of Cayuga, Cortland, Herkimer, Jefferson, Madison, Oneida, Onondaga, Oswego, Tompkins, and Wayne. Local (General/Sub) Contractor is defined as a contractor operating a permanent office in the State of New York counties of Cayuga, Cortland, Herkimer, Jefferson, Madison, Oneida, Onondaga, Oswego, Tompkins and Wayne. The Agency may determine on a case-by-case basis to waive the Local Access Policy for a project or for a portion of a project where consideration of warranty issues, necessity of specialized skills, significant cost differentials between local and non-local services or other compelling circumstances exist. The procedure to address a local labor waiver can be found in the OCIDA handbook, which is available upon request.

Prior to issuance of any NYS Tax & Finance ST-60 forms, the Applicant must submit a **Contractor Status Report to the Agency.** 

In consideration of the extension of financial assistance by the Agency Armoured One LLC (the Company) understands the Local Access Policy and agrees to complete Appendix C of the Agency's application at the time of the application to the Agency and as part of a request to extend the valid date of the Agency's tax-exempt certificate for the Project. The Company understands an Agency tax-exempt certificate is valid for 12 months from the effective date of the project inducement and extended thereafter upon request by the Company. The Company further understands any request for a waiver to this policy must be submitted in writing and approved by the Agency before a tax exempt certificate is issued or extended.

I agree to the conditions of this agreement and certify all information provided regarding the construction and employment activities for the project as of 9-6-2018 (date).

Company: Armoured One			
Representative for Contract: Tom Czyz			-
Address: 386 N. Midler Ave	_City: Syracuse	State: NY	Zip: 13206
Phone: 315-720-4186	Email: tom@armou	redone.com	
Project Address: same	_City:	State:	Zip:
General Contractor:			
Contact Person:			
Address:	_City:	State:	_Zip:
Phone:	Email:		
Authorized Representative:		_Title:	
Signature:			

## Section VI: Agency Fee Schedule

#### **Payment Terms:**

Application & Processing Fee (payable at the time of application):

\$1,000

Legal Deposit (payable at the time of application):

\$2,500

Agency Fee for Bond Projects:

Payable at Closing

Agency and Legal Fees for all other projects:

Due and Payable at Inducement

\* A sales tax certificate (ST-60) will not be issued until the Agency Fee is Paid in Full

\* Agency Fees: The project cost is the Total Project Cost from section III A

Fee for Manufacturing Projects under \$10 million:

0.0075 of the project cost

Fee for Agency Projects except those with PILOT agreements:

0.01 of the project cost

Additional Fee for PILOT Agreement Projects:

0.0025 of the project cost

Fee for bond refinancing & refunding:

0.0025 of the refinancing or refunding amount.

Agency Legal Fees: The project cost is the total project cost from section III A

Fee for first \$20 million:

0.0025 of the project cost

Fee for expenses above \$20 million:

0.00125 of the project cost

In addition to the foregoing, Applicants are responsible for payment of all costs and expenses incurred by OCIDA in connection with application or Project including without limitation publication, copying costs, SEQRA compliance and fees and costs to OCIDA's attorneys, engineers, and consultants. OCIDA reserves the right to require a deposit to cover anticipated costs. Application fees are payable at time application/request is submitted. All fees are non-refundable. Applicants for bond transactions are responsible for payment of a Bond Issuance Charge payable to the State of New York. Applicants are also responsible for payment of post-closing fees and costs associated with the appointment of additional agents.

OCIDA reserves the right to modify this schedule at any time and assess fees and charges in connection with other transactions such as grants of easement or lease of OCIDA-owned property.

## Section VII: Recapture of Tax Abatement/Exemptions

Information to be Provided by Companies: The Companies that receive benefits from OCIDA agree, whenever requested by the agency, to provide and certify or cause to be certified such information concerning the Company, its finances and other topics as the Agency from time to time reasonably considers necessary or appropriate, including but not limited to, such information as to enable the Agency to make any reports required by law or governmental regulation. The Company also agrees to provide and certify information concerning its finances and other topics as the agency considers appropriate. This is primarily done through an annual survey.

**Recapture of Benefits:** It is the policy of the Agency to recapture the value of Payment in Lieu of Taxes (PILOT), State and County Sales Tax, and Mortgage Recording Tax Exemptions in accordance with the provisions contained herein and the Laws of the State of New York. Before receiving benefits, projects of the Agency must attest in writing to their understanding of an agreement to the Recapture Provisions of the Agency Uniform Tax Exemption Policy. The recapture provision contained herein may be modified from time to time by the Board at its sole discretion.

Recapture of a PILOT, Sales Tax and the Mortgage Recording Tax Exemptions: In the event the facility is sold or closed, or the number of jobs is below 75% of the number projected to be employed at time of application to the Agency, or there are material violations of the project agreements and no substantial future economic benefit is likely to accrue to the community, then the value of the Property Tax, Sales Tax and the Mortgage Recording Tax benefits extended to the project by the Agency shall be subject to recapture.

Recapture Payment: The Recapture payment paid by the Project to the Agency shall be determined (1) by the difference between any PILOT payments made by the Project and the property taxes that would be paid by the Project, if the property were not in the ownership or control of the Agency, (2) the value of any Mortgage Recording Tax Exemption, if awarded to the Project and (3) the amount of sales tax that would have been paid if an exemption was not granted.

Recapture of the PILOT, Sales Tax or Mortgage Recording Tax: The Recapture Schedule for a Payment in Lieu of Tax Agreement, Sales Tax or the Mortgage Recording Tax is as follows:

Time from Project Completion	Tax Savings Recaptured
2 Years	100%
3 Years	80%
4 Years	60%
5 Years	40%
6 Years	30%
7 Years	20%
8 Years	10%
8 Years or more	0%

<u>Distribution of the Recapture Payment:</u> Any funds recaptured as the result of an Agreement with the Agency shall be distributed to the affected taxing jurisdictions in the same proportion as if the payments were paid or owed by the Project on the date of recapture.

<u>Additional Conditions for the Recapture of Sales and Use Tax:</u> As of April 1, 2013, New York State law requires Industrial Development Agencies to recapture sales tax benefits where:

- A project is not entitled to receive the benefits:
- Exemptions received exceed the amount authorized by the Agency;
- Exemptions are claimed by the Project for unauthorized property or services; or
- A project fails to use property in the manner required by its IDA agreements.
- 1. <u>Distribution of Sales Tax</u>. Project operators must cooperate with the Agency in its effort to recapture all sales tax benefits received by the company by promptly paying the recapture amount as determined by the Agency. The amount to be recaptured will be dictated by NYS Law or IDA Policy which ever may be applicable. The Agency must remit the recaptured sales tax benefits to the State of New York within 30 days of receipt.
- 2. <u>Compliance Report</u>. Annually, the Agency will file an annual compliance report with the State of New York detailing its recapture terms and its activities to recapture benefits, including the any attempt to recapture benefits from an Agency project.

I have read the foregoing and agree to comply with all the terms and conditions contained therein as well as policies of the Onondaga County Industrial Agency.

Name of Applicant Company	Armoured One LLC			
Signature of Officer or Authorized Representative:	965			
Name & Title of Officer or Authorized Representative:	Thomas Czyz CEO			
Date: 9/7/18				

# Section VIII: Employment Plan

Jobs Listings: In accordance with §858-b(2) of the New York General Municipal Law, the Applicant understands and agrees that if the Project receives any Financial Assistance from the Agency, except as otherwise provided by collective bargaining agreements, new employment opportunities created as a result of the Project will be listed with the New York State Department of Labor Business Services and with the administrative entity of the service delivery area created by the Workforce Innovation and Opportunity Act of 2014 in which the Project is located. In Onondaga County, please contact CNY Works. Additionally, the applicant is encouraged to review the services provided by JOBSPlus! for candidate matching services.

Are the employees of your company currently covered by a collective bargaining agreement?
□Yes ☑No
If yes, name and location:
Is the labor pool in Onondaga County and/or the CNY Economic Development Region adequate to fill new positions?
<b>☑</b> Yes □No
Enter Company Name in three (3) places below and sign by an authorized company officer:
In consideration of the benefits provided by the Onondaga County Industrial Development Agency (OCIDA), Armoured One LLC, project beneficiary, also agrees to report to OCIDA on the number of new employment opportunities created in connection with industrial or commercial projects financed by the proceeds of such benefits to be listed with the New York State Department of Labor Business Services and CNY Works.
Armoured One LLC , project beneficiary, also agrees to report to OCIDA on or before March 1 of each year of status of employment opportunities filed with the New York State Department of Labor Business Services, including the number of new employment opportunities created, the number listed, and the number filled for the year ending the prior December 31.
Armoured One LLC , project beneficiary, further agrees that, to the extent practicable and feasible, and subject to the requirements of any existing collective bargaining agreement, shall fill at least 10% of new employment opportunities with persons eligible for service under the Workforce Innovation and Opportunity Act of 2014.
Name of Applicant Company: Armoured One LLC
Signature of Officer or Authorized Representative:
Name & Title of Officer or Authorized Representative: Thomas Czyz CEO
Date: 9/7/18

NYS Department of Labor:
Roy Jewell
Associate Business Service Representative
450 South Salina Street, Syracuse, NY 13202 315-479-3362
roy.jewell@labor.ny.gov
www.labor.ny.gov

CNY Works
Chris Kennedy
Business Development Specialist
960 James Street, Syracuse, NY 13203
315-477-6974
ckennedy@cnyworks.com
www.cnyworks.com

#### Section IX: Conflict of Interest

#### Agency Board Members

- 1. Patrick Hogan
- 2. Steve Morgan
- 3. Victor Ianno
- 4. Sue Stanczyk
- 5. Kevin Ryan
- 6. Janice Herzog
- 7. Fanny Villarreal

#### Agency Officers/Staff

- 1. Julie Cerio
- 2. Nathaniel Stevens
- 3. Karen Doster
- 4. Chris Cox

#### Agency Legal Counsel & Auditor

- 1. Anthony Rivizzigno, Esq., Barclay Damon LLP
- 2. Michael G. Lisson, CPA, Grossman St. Amour Certified Public Accountants PLLC

The Applicant has received from the Agency a list of members, officers and staff of the Agency. To the best of my knowledge, no member, officer or employee of the Agency has an interest, whether direct or indirect, in any transaction contemplated by this Application, except as hereinafter described:

Name of Applicant Company

Signature of Officer or Authorized Representative:

Name & Title of Officer or Authorized Representative:

Date: 9/1/18

**Armoured One LLC** 

Thomas Czyz CEO

# Section X: Representations, Certifications, and Indemnification

Thomas Czyz CEO	(Name	of	CEO	or	other	authorized	representative	of
Applicant) confirms and says that							(title)	
Armoured One LLC (nan	ne of co	rpor	ation	or o	other e	entity) name	ed in the attacl	hed
Application (the "Applicant"), that	he/she l	nas	read th	ne f	oregoii	ng Applicati	on and knows	the
contents thereof, and hereby represe	ents, und	ersta	nds, a	nd c	otherwi	se agrees wi	th the Agency	and
as follows:								

- A. First Consideration for Employment: In accordance with §858-b (2) of the New York General Municipal Law, the Applicant understands and agrees that if the Project receives any Financial Assistance from the Agency, except as otherwise provided by collective bargaining agreements, where practicable, the Applicant will first consider persons eligible to participate in WIA programs who shall be referred by the CNY Works for new employment opportunities created as a result of the Project.
- B. Other NYS Facilities: In accordance with §862 (1) of the New York General Municipal Law, the Applicant understands and agrees that projects which will 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 within the state is ineligible for Agency Financial Assistance, unless otherwise approved by the Agency as reasonably necessary to preserve the competitive position of the project in its respective industry or is reasonably necessary.
- C. Annual Sales Tax Filings: In accordance with §874(8) 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, 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.
- **D. Outstanding Bonds:** The Applicant understands and agrees to provide on an annual basis any information regarding bonds, if any, issued by the Agency for the project that is requested by the Comptroller of the State of New York.
- E. Employment Reports: The Applicant understands and agrees that, if the Project receives any financial assistance from the Agency, the Applicant agrees to file with the Agency, at least annually or as otherwise required by the Agency, reports regarding the number of people employed at the project site, salary levels, contractor utilization and such other information (collectively, "Employment Reports") that may be required from time to time on such appropriate forms as designated by the Agency. Failure to provide Employment Reports within 30 days of an Agency request shall be an Event of Default under the PILOT Agreement between the Agency and Applicant and, if applicable, and Event of Default under the Agency and Applicant. In addition, a Notice of Failure to provide the Agency with an Employment Report may be reported to

Agency board members, said report being an agenda item subject to the open meetings law.

- **F.** Absence of Conflicts of Interest: The Applicant has received from the Agency a list of the 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 hereinafter described in Section X.
- **G. Compliance:** The Applicant understands and agrees that it is in substantial compliance with applicable local, state, and federal tax, worker protection, and environmental laws, rules, and regulations.
- **H.** 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 of 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.
  - I. 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.
  - **J.** 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 in the Project.
  - **K.**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.
  - L. The Applicant and the individual executing this Application on behalf of Applicant acknowledge that the Agency and its counsel will rely on the representations and covenants made in this Application when acting hereon and hereby represents 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 statement contained herein not misleading.

- M. The OCIDA has the right to request and inspect supporting documentation regarding attestations made on this application.
- N. Hold Harmless Agreement: Applicant hereby releases Onondaga County Industrial Development Agency and the members, officers, servants, agents and employees thereof (the "Agency") 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 cause of action and attorney's fees and any other expenses incurred in defending any suits or action 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 process of the Application, including attorney's fees, if any

Name of Applicant Company	Armoured One LLC
Signature of Officer or Authorized Representative:	
Name & Title of Officer or Authorized Representa	tive: Thomas Czyz CEO
Date: $9/7/2018$	
STATE OF NEW YORK	)
COUNTY OF ONONDAGA	)ss.;
THOMAS S. Czyz,	being first duly sworn, deposes and says:
	Corporate Office) of ARMOURED ONE CCC Chorized on behalf of the Applicant to bind the
1.1	cation, I Know the contents thereof, and that to ief, this Application and the contents of this applete
	(Signature of Officer)
Subscribed and affirmed to me under perjury this September day of	
(Notary Public)	NATHANIEL JAMES STEVENS Notary Public, State of New York Registration No. 01ST6349681 Qualified in Onondaga County

End of Application