

**RESOLUTION 2024-09-01
OF THE
ALBANY COUNTY STAGE ACT COMMITTEE**

A meeting of the STAGE ACT Committee (“STAGE Committee”) was convened in public session at the offices of Advance Albany County Alliance Local Development Corporation located at 111 Washington Avenue (Suite 100), Albany, New York, 12210 on Thursday, September 26, 2024 at 9:30am.

The meeting was convened by the Director of the Albany County Department of Economic Development on not less than 72 hours’ notice, with the following STAGE Committee members present:

1. Commissioner of the Division of Management and Budget Dave Reilly;
2. Albany County Comptroller Susan Rizzo; and
3. Albany County Executive Designee Lucas Rogers.

STAGE Committee Members Hon. William Reinhardt (Chairperson of the Conservation, Sustainability & Green Initiatives Committee of the Albany County Legislature) and Hon. Gary Domalewicz (Chairperson of the Economic Development Committee of the Albany County Legislature) participated virtually via Zoom, but were counted for quorum or voting purposes.

The STAGE Committee meeting was convened pursuant to and in accordance with the Sustainable Technology and Green Energy Plan (“STAGE Plan”) for the Committee to review, evaluate, consider for approval certain economic development projects and if approved, determine funding amounts for such approved economic development projects all in accordance with the STAGE Plan.

Other individuals present included:

1. Kevin O’Connor, Advance Albany County Alliance LDC (“AACA”) CEO
2. Kevin Catalano, AACA VP
3. Amy Thompson, AACA LDC, CFO
4. Antionette Hedge, AACA LDC, Executive Assistant
5. Thomas M. Owens, Esq, AACA Counsel

The following resolution was offered by Committee Member Ms. Rizzo, seconded by Committee Member Mr. Riley, and voted on by the Committee:

Resolution No. 2024-09-01

RESOLUTION APPROVING AND DETERMINING FUNDING FOR AN ECONOMIC DEVELOPMENT PROJECT APPLICATION SUBMITTED BY ALTAS COPCO COMPTEC, LLC IN ACCORDANCE WITH AND PURSUANT TO THE STAGE PLAN

WHEREAS, on June 13, 2022 the Albany County Legislature enacted Local Law 1 for 2022 “ESTABLISHING THE SUSTAINABLE TECHNOLOGY AND GREEN ENERGY ACT (STAGE ACT)”; and

WHEREAS, the findings of the Albany County Legislative contained within the STAGE ACT include:

- In 2019, the State of New York enacted the Climate Leadership and Community Protection Act (“CLCPA”), thereby creating one of the most ambitious and comprehensive climate and energy laws in the country. The CLCPA calls for nothing less than the decarbonization of the NYS economy and calls on each and every municipality in the state to collaboratively work to significantly increase the green energy business infrastructure in their municipalities to the greatest extent possible. New York has set aggressive goals through the CLCPA, and has established a target of reaching a point where no less than 70% of the state’s electricity consumption will be derived from renewable power generation by the year 2030; and
- Local municipalities are uniquely situated to address the climate goals noted in the CLCPA through local economic development efforts, which prioritize the shift towards clean renewable energy systems and green business that will fuel our economy in the next century. Through collaborative efforts amongst neighboring municipalities, and local economic development agencies, Albany County intends to provide the resources through which business can find a partner in the fight for a healthier environment that brings long term job investment and employment to our community; and
- As national, state, and local governments emerged from the COVID-19 pandemic, the need for an economy driven by green economic development has become more apparent than ever. Only through sustainable investment in long-term clean energy businesses can we hope to stem the tide of decades of environmental devastation brought on by a much prolonged dependence on petroleum-based economies. The County Albany County Legislature determines that the County of Albany and its arms of municipal government can act as a promoter of this type of economic development and intends to commit significant resources to the development of green economic development projects across the County; and

WHEREAS, the stated intention of the Albany County Legislature in the STAGE ACT is “to establish a Sustainable Technology and Green Energy Plan, which will invigorate and diversify the green business industry in the County of Albany for years to come and contribute to significant economic development, job retention, and development”; and

WHEREAS, pursuant to, and in accordance with the STAGE ACT, the Sustainable Technology & Green Energy Plan Rules and Regulations (“STAGE Plan”) was developed to: (1) address the climate protection goals codified by CLCPA; and (2) address the dual goals of creating economic opportunity and jobs for the residents of Albany County while decarbonizing the economy; and (3) further support Albany County’s Economic Development Strategy commissioned in 2019; and

WHEREAS, as part of the STAGE Plan, Advance Albany County Alliance Local Development Corporation (“AACA”) was identified by Albany County to administer and

manage a grant program (“STAGE Act Grant Program”) with funds from Albany County to foster the development of green businesses in Albany County; and

WHEREAS, as part of administering the STAGE Act Grant Program, AACA has developed and promulgated an application which can be completed/submitted by eligible green business applicants to AACA for review and potential approval by the AACA Board, and if such applications are approved by the AACA Board, such AACA approved applications are forwarded to the STAGE Committee for final review, approval and funding determination; and

WHEREAS, Atlas Copco Comptec, LLC submitted an application (the “Application”, attached hereto as Exhibit 1) to AACA for the renovation of an existing approx. 106K sq. ft. Facility & construction of a new approx. 51K sq. ft. Facility and related equipment for the manufacture of integrally geared centrifugal compressors to support carbon dioxide capture and storage at their plant in Voorheesville (“Project”), and following AACA’s review of the applicant, Application, and Project against the STAGE Plan’s eligibility requirements, the projected economic impact of such Project, eligible uses of STAGE Act Grant Program funds and the STAGE Plan’s awarding criteria, the AACA Board has approved the Application/Project be advanced to the STAGE Act Committee for final review, approval and funding determination:

1. Applicant:	Atlas Copco Comptec, LLC
Grant Funds Requested:	\$1,000,000
Project:	Renovation of an existing approx. 106K sq. ft. Facility & construction of a new approx. 51K sq. ft. Facility and related equipment to manufacture of integrally geared centrifugal compressors for carbon dioxide capture and storage
Eligibility Category:	Industrial & Manufacturing Facilities
Jobs Created:	55 jobs (27 professional, 23 skilled, 5 semi-skilled over 5 year Period)
Jobs Retained:	35 jobs (27 professional, 7 skilled, 1 semi-skilled)
Investment in County:	\$40,000,000
Reviewing Criteria Score:	17 points (out of 22 max)
Recommended Funding Level:	\$500,000

WHEREAS, AACA recommends that the STAGE Committee approve and award STAGE Act Grant Program funding for the Project at the “AACA Recommended Funding Level” identified above; and

WHEREAS, the STAGE Committee has received a presentation from the AACA CEO on (1) the eligibility of the applicant and the Project under the STAGE Plan; (2) AACA’s evaluation of the Project against the STAGE Plan’s scoring criteria (attached hereto as Exhibit 2)); and (3) AACA’s recommended funding level for the Project; and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law,

Chapter 43-B of the Consolidated Laws of New York, as amended (the “SEQR Act”) and the regulations (the “Regulations”) adopted pursuant thereto by the Department of Environmental Conservation of the State of New York (collectively with the SEQR Act, “SEQRA”), the STAGE Committee has been informed that (1) the Village of Voorheesville (the “Village”) was designated to act as “lead agency” with respect to the Project and (2) the Village issued a Determination of Non Significance on July 30, 2024 (the “Negative Declaration”), attached hereto as Exhibit 3, with respect to the Project, determining that the acquisition, construction and installation of the Project Facility was a “Type 1” action (as such quoted term is defined in SEQRA) that would not have a significant impact on the environment and, therefore, did not require preparation of a Draft Environmental Impact Statement; and

WHEREAS, the STAGE Committee is an “involved agency” with respect to the Project and the STAGE Committee now desires to (A) concur in the determination by the Village, as “lead agency” with respect to the Project, (B) acknowledge receipt of a copy of the Negative Declaration, and (C) indicate whether the STAGE Committee has any information to suggest that the Village was incorrect in determining that the Project will not have a “significant effect on the environment” pursuant to SEQRA and, therefore, that no environmental impact statement need be prepared with respect to the Project; and

NOW, THEREFORE BE IT RESOLVED, BY THE MEMBERS OF THE STAGE COMMITTEE:

CONFIRMING SEQRA DETERMINATION

(1) The STAGE Committee has received copies of, and has reviewed, the Application and the Negative Declaration (collectively, the "Reviewed Documents") and, based upon said Reviewed Documents, the STAGE Committee hereby ratifies and concurs in the designation of the Planning Board as "lead agency" with respect to the Project under SEQRA (as such quoted term is defined in SEQRA).

(2) The STAGE Committee hereby determines that the STAGE Committee has no information to suggest that the Village was incorrect in determining that the Project will not have a "significant effect on the environment" pursuant to the SEQRA and, therefore, that an environmental impact statement need not be prepared with respect to the Project, (as such quoted phrase is used in SEQRA).

(3) AACA staff are hereby directed to notify the Village of the concurrence by the STAGE Committee that the Village shall be the "lead agency" with respect to the Project, and to further indicate to the Village that the STAGE Committee has no information to suggest that the Village was incorrect in its determinations contained in the Negative Declaration.

STAGE PLAN PROJECT APPROVAL AND FUNDING DETERMINATION

(1) The STAGE Committee approves the Project.

(2) Based on the Project’s demonstrated ability to show deliverables on job creation/retention, level of investment, project viability, and consistency with the County Economic Development Priorities, the STAGE Committee determines that \$500,000 of

the STAGE Act funding authorized in the Albany County Budget be awarded to the applicant for the Project pursuant to and in accordance with the STAGE Plan, with such STAGE Act Grant Program funding to be administered by AACA in accordance with and pursuant to the STAGE Plan.

Dated: September 26, 2024

Motion made by: Ms. Rizzo

Seconded by: Mr. Riley

Voting Results

Committee Member	Vote (Yes/No)
Commissioner of the Division of Management and Budget (or Designee)	Yes
Albany County Comptroller (or Designee)	Yes
Albany County Executive (or Designee)	Yes
Chairperson of the Conservation, Sustainability & Green Initiatives Committee of the Albany County Legislature	N/A
Chairperson of the Economic Development Committee of the Albany County Legislature	N/A