



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 397

**RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE
PRESIDENT & CEO TO ENTER INTO AGREEMENTS FOR THE OLYMPIC
CENTER REVITALIZATION – 1932 RINK/JACK SHEA ARENA & 1980 RINK/HERB
BROOKS ARENA CONSTRUCTION AND CONSTRUCTION ADMINISTRATION
AND PHASE ONE CONSTRUCTION MANAGEMENT**

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on November 20, 2020, the Chairperson offered the following resolution:

WHEREAS, ORDA desires to enter into proposed Agreements entitled “1932 Rink/Jack Shea Arena & 1980 Rink/Herb Brooks Arena Contract” (ARN.19.006.104), “1932 Rink/Jack Shea Arena & 1980 Rink/Herb Brooks Arena Construction Administration” (ARN.19.006.027), and “Olympic Center Revitalization: Phase I – Construction Management” (ARN.19.006.029) for necessary repairs and improvements at the Olympic Center (collectively the “Projects”); and

WHEREAS, the work shall include, but not be limited to, the following:

- Construction includes all labor, tools, equipment, materials, temporary facilities and profit & overhead for a project that includes the coordination and management, demolition, modification, renovations of architectural and structural systems, mechanical systems, plumbing system and electrical and information technology systems for the revitalization of the 1932 Rink/Jack Shea Arena & 1980/Herb Brooks Arena Contract. Work includes hazardous materials abatement and final cleaning.
- Construction Administration Services includes all prime and all sub-consultants management, supervision and patriation for Shop Drawings/Submittal review, addressing Request for Information, issuance of Information Bulletins and subsequent Work Change Directives, management of Quality Control/Quality Assurance Program, interpretation of Contract Documents and expenses.
- Construction Management Services are to extend to the end of 2021 and are to include the Construction Phase Services for the 1932 Rink/Jack Shea Arena & 1980 Rink/Herb Brooks Arena Contract, and the Preconstruction/Construction Phase for the James Sheffield Speed Skating Oval & Support Building Contract, and the Refrigeration Plant Replacement Contract. Construction Phase Services are to include management and coordination of the Work, Third-Party Specialty Inspections, Hazardous Material Monitoring during abatement and Commissioning Services. Preconstruction phase services are to include but not limited to Interdisciplinary Document Review and estimates services. Includes all expenses.

WHEREAS, the Projects are part of a continuing effort to provide upgrades and improvements to ORDA facilities that are necessary to ensure the continued success of ORDA operations; and

WHEREAS, for contract ARN.19.006.104, following Design-Bid-Build Requests for Proposals in the New York State Contract Reporter, The Pike Company, Inc. submitted a proposal for ORDA's consideration and, in accordance with Project Labor Agreement (PLA) Framework, said bid was determined to be the lowest responsible bidder; and

WHEREAS, for contract ARN.19.006.029, following Professional Services Requests for Proposals in the New York State Contract Reporter, Cannon Design Architectural and Engineering P.C., a certified MWBE contractor, submitted a proposal for ORDA's consideration and, in accordance with New York State Executive Law Article 15-A and New York State Public Buildings Law Section 8, said bid was determined to be the lowest responsible bidder; and

WHEREAS, for contract ARN.19.006.027, following Professional Services Requests for Proposals in the New York State Contract Reporter, Gilbane Building Company submitted a proposal for ORDA's consideration and was determined to be the best value; and

WHEREAS, pursuant to the terms of the proposed Agreements, the lump sum cost of the Projects will be:

Construction Costs (ARN.19.006.104) \$22,842,000.00
Construction Administration Costs (ARN.19.006.029) \$620,625.00
Construction Management Costs (ARN.19.006.027) \$2,858,000.00
Total Costs \$26,320,625.00; and

WHEREAS, the anticipated final completion date for the Projects is January 27, 2022; and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the Projects; and

WHEREAS, pursuant to ORDA's By-Laws, Art. VI § 2, which requires that the President & CEO obtain Board approval prior to entering into agreements the value of which will be in excess of \$250,000.00 or more over the life of the contract, the President & CEO has requested authority to enter into the foregoing proposed Agreement.

THEREFORE, BE IT RESOLVED that the Board of Directors hereby authorizes the expenditure of funds and commits the capital for the Projects as is described more fully herein; and

THEREFORE, BE IT FURTHER RESOLVED that, the Board of Directors hereby authorize the President & CEO to enter into the proposed Agreements under the circumstances and incorporating the terms described above.

MOVED BY: Bill Beane

SECONDED BY: Diane Munro

and

ADOPTED BY the following vote:

Kelly Cummings
Bill Beaney
Cliff Donaldson
Stephen Hunt
Thomas Keegan
Arthur Lussi
Andrew Lack
Diane Munro
Christopher Pushkarshy
Jeffrey Stepanko
Elinor Tatum

Excused/Abstained:

Betty Little (e)

Against:

Emily Stanton, Secretary to the Board, being duly sworn, deposes and says:

The above Resolution # 397 was duly passed by the Board of Directors on November 20, 2020

Signature Emily Stanton
Title: Secretary to the ORDA Board of Directors

Lisa L. Wieboldt
LISA L. WIEBOLDT
Notary Public, State of New York
Clinton County, No. 01WI6198948
Commission Expires 01/05/2021

Sworn before me this 23rd day of November 2020
Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 398

**RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE
PRESIDENT & CEO TO ENTER INTO AN AGREEMENT FOR THE OLYMPIC
CENTER REVITALIZATION – REFRIGERATION PLANT PROJECT**

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on November 20, 2020, the Chairperson offered the following resolution:

WHEREAS, ORDA desires to enter into proposed Agreements entitled “Refrigeration Plant Contract” with Mollenberg-Betz (ARN.19.006.105) and Cannon Design Architecture & Engineering, P.C. (ARN.19.006.030) for necessary repairs and improvements at the Olympic Center (the “Project”); and

WHEREAS, a general overview of the Project scope includes, but is not limited to, all labor, tools, equipment, materials, temporary facilities and profit & overhead for a project that includes the removal of existing R-22/R-407F refrigeration system including all refrigeration equipment, related equipment and materials, controls, electrical, HVAC, plumbing and related systems inside the existing refrigeration room, and the removal of the exterior cooling tower. Construction of a new R-513 indirect 1375-ton refrigeration system inside the existing refrigeration room and new exterior cooling tower. Work includes demolition, excavation, concrete, refrigeration equipment, pumps, piping, insulation, refrigerant, HVAC, plumbing, electrical, controls, motor control centers, building modifications, and related items. Project includes all maintenance and protection of traffic and final clean-up. The Project will also include construction administration services.

WHEREAS, the Project is part of a continuing effort to provide upgrades and improvements to ORDA facilities that are necessary to ensure the continued success of ORDA operations; and

WHEREAS, following Design-Bid-Build Request for Proposals in the New York State Contract Reporter, Mollenberg-Betz submitted a proposal for ORDA’s consideration and, in accordance with Project Labor Agreement Framework, said bid was awarded as the lowest responsible bidder; and

WHEREAS, following a Professional Services Request for Proposals in the New York State Contract Reporter, Cannon Design Architecture & Engineering, P.C. submitted a proposal for ORDA’s consideration and said bid was awarded pursuant to New York State Finance Law § 136-a. Contracts for Architectural, Engineering and Surveying Services; and

WHEREAS, the lump sum cost for ARN.19.006.105 is \$11,550,000.00 and the lump sum cost for ARN.19.006.030 is \$163,000.00 for a total Project cost of \$11,713,000.00; and

WHEREAS, the anticipated final completion date for the Project is March 4, 2022; and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the Project; and

WHEREAS, pursuant to ORDA's By-Laws, Art. VI § 2, which requires that the President & CEO obtain Board approval prior to entering into agreements the value of which will be in excess of \$250,000.00 or more over the life of the contract, the President & CEO has requested authority to enter into the foregoing proposed Agreement.

THEREFORE, BE IT RESOLVED that the Board of Directors hereby authorizes the expenditure of funds and commits the capital for the Project as is described more fully herein; and

THEREFORE, BE IT FURTHER RESOLVED that, the Board of Directors hereby authorize the President & CEO to enter into the proposed Agreements under the circumstances and incorporating the terms described above.

MOVED BY: Elinor Tatum

SECONDED BY: William Beaney

and

ADOPTED BY the following vote:

Kelly Cummings
William Beaney
Cliff Donaldson
Stephen Hunt
Thomas Keegan
Arthur Lussi
Andrew Lark
Diane Munro
Christopher Pushkarsh
Jeffrey Gefanko
Elinor Tatum

Excused/Abstained:

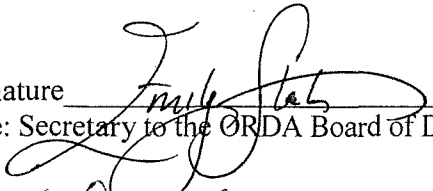
Betty Little (e)

Against:

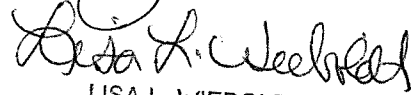
Emily Stanton, Secretary to the Board, being duly sworn, deposes and says:

The above Resolution # 398 was duly passed by the Board of Directors on November 20, 2020

Signature _____
Title: Secretary to the ORDA Board of Directors



Sworn before me this 23rd day of November 2020
Notary Public, State of New York



LISA L. WIEBOLDT
Notary Public, State of New York
Clinton County, No. 01W16198948
Commission Expires 01/05/2023



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 399

**RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE
PRESIDENT & CEO TO ENTER INTO AN AGREEMENT FOR THE OLYMPIC
CENTER REVITALIZATION – TEMPORARY REFRIGERATION**

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on November 20, 2020, the Chairperson offered the following resolution:

WHEREAS, ORDA desires to enter into proposed Agreements for work on a project entitled “OC Speed Skating Oval Temporary Refrigeration System 2020-21 & 2021-22 Winter Season” (ARN.19.006.105A-E), for necessary repairs and improvements at the Olympic Center (the “Project”); and

WHEREAS, a general overview of the Project scope includes, but is not limited to:

- the rental of package refrigeration systems, with pumps and temporary process piping;
- the mobilization, installation, commissioning and demobilization of the refrigeration systems;
- the development of temporary electrical service to power the package refrigeration systems;
- the retrofitting of existing Speed Skating Oval supply and return process piping to accept the package refrigeration systems, supply of glycol refrigeration into the temporary supply and return process piping;
- final electrical connects from the utility temporary service to the package refrigeration systems, and all related site work.

WHEREAS, the Project is part of a continuing effort to provide upgrades and improvements to ORDA facilities that are necessary to ensure the continued success of ORDA operations; and

WHEREAS, the contracting required for the Project will include equipment supply, term contractors, and electric utility supply, each of which will proceed in accordance with the applicable requirements of all the State Finance Law and regulations; and

WHEREAS, the President & CEO must be ready and have the authority to act by entering into the Agreements as soon as they are ready, to enable ORDA to be prepared for an anticipated start-up date of December 7, 2020;

WHEREAS, the President & CEO therefore requests the authority to negotiate and execute the Agreements at the point at which ORDA has been able to advertise as necessary and make awards based on the all appropriate criteria for doing so, without having to wait until the next regularly scheduled Board meeting for approval to do so; and

WHEREAS, at the first regularly scheduled Board meeting that is held after the date on which such agreements are executed, the President & CEO will report the full details of said agreements to the Board; and

WHEREAS, the estimated lump sum cost for the supply of equipment (ARN.19.006.105A) will be \$160,000.00 for the 2020/21 Winter Season and \$160,000.00 for the 2021/22 Winter Season; the estimated lump sum cost for the term contractors (ARN.19.006.105B-D) will be \$75,000.00; and the estimated lump sum cost for the electrical utility supplier (ARN.19.006.105E) will be \$50,000.00 for a total estimated Project cost of \$445,000.00; and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the Project; and

WHEREAS, pursuant to ORDA's By-Laws, Art. VI § 2, which requires that the President & CEO obtain Board approval prior to entering into agreements the value of which will be in excess of \$250,000.00 or more over the life of the contract, the President & CEO has requested authority to enter into the foregoing proposed Agreement.

THEREFORE, BE IT RESOLVED that the Board of Directors hereby authorizes the expenditure of funds and commits the capital for the Project as is described more fully herein; and

THEREFORE, BE IT FURTHER RESOLVED that, the Board of Directors hereby authorize the President & CEO to enter into the proposed Agreements under the circumstances and incorporating the terms described above.

MOVED BY: Diane Munro

SECONDED BY: Elinor Tatum

and

ADOPTED BY the following vote:

Kelly Cummings
William Beaney
Cliff Donaldson
Stephen Hunt
Thomas Keegan
Andrew Lack
Arthur Lussi
Diane Munro
Christopher Pishkarsh
Jeffrey Stefanko
Elinor Tatum

Excused/Abstained:

Betty Little (e)

Against:

Emily Stanton, Secretary to the Board, being duly sworn, deposes and says:

The above Resolution # 399 was duly passed by the Board of Directors on November 20, 2020

Signature 
Title: Secretary to the ORDA Board of Directors



LISA L. WIEBOLDT
Notary Public, State of New York
Clinton County, No. 01W16198948
Commission Expires 01/05/2021

Sworn before me this 23rd day of November 2020
Notary Public, State of New York

NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 400

**RESOLUTION COMMITTING OPERATING FUNDS AND GRANTING
APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AN AGREEMENT
FOR 2020-2021 ANNUAL POLICY OF HEALTH INSURANCE**

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on November 20, 2020, the Chairperson offered the following resolution:

WHEREAS, pursuant to Public Authorities Law § 2611 (5), the New York State Olympic Regional Development Authority (ORDA) is authorized “[t]o enter into contracts for employment of such officers and employees as it may required for the performance of its duties...”; and

WHEREAS, pursuant to Public Authorities Law § 2611 (7), ORDA is authorized to enter into contracts “and execute all instruments necessary of convenient for the conduct of authority business”; and

WHEREAS, pursuant to Public Authorities Law § 2611 (15) ORDA is authorized “[t]o procure insurance against any loss or liability in connection with the ... operation of the participating olympic facilities and/or Belleayre Mountain ski center, in such amounts and from such insurers, subject to public bidding as it deems desirable”; and

WHEREAS, ORDA employs approximately 400 full time staff whose employment benefits include the provision of health insurance both during employment and in retirement; and

WHEREAS, ORDA enters into an annual health insurance contract to satisfy its obligations in this regard, which contract will expire on December 31, 2020; and

WHEREAS, as a result ORDA desires to enter into a proposed contract for the purchase of the 2020-2021 annual health insurance coverage; and

WHEREAS, the proposed cost of the premium for the proposed health insurance policy will exceed \$250,000.00; and

WHEREAS, the term of the proposed contract shall be one year, commencing on January 1, 2021 and expiring on December 31, 2021; and

WHEREAS, the proposed policy is recommended following a process conducted by ORDA’s health insurance broker through that was designed to obtain the best insurance product for ORDA’s interests at the most competitive price available; and

WHEREAS, the President & CEO has requested that the Board commit the requisite operating funds to enter into the proposed contract for the purchase of the 2020-2021 health insurance coverage; and

WHEREAS, pursuant to ORDA's By-Laws, Art. VI § 2, which requires that the President & CEO obtain Board approval prior to entering into contracts the value of which will be in excess of \$250,000.00 or more over the life of the contract, the President & CEO has requested authority to enter into the proposed contract; and

THEREFORE, BE IT RESOLVED that the Board of Directors hereby commits the operating funds necessary and authorizes their expenditure for the proposed contract for the purchase of annual health insurance coverage for ORDA employees and retirees, as is described more fully herein; and

THEREFORE, BE IT FURTHER RESOLVED that, the Board of Directors hereby authorizes the President & CEO to enter into the proposed contract under the circumstances described above.

MOVED BY: Diane Munro

SECONDED BY: Cliff Donaldson

and

ADOPTED BY the following vote:

- Kelly Cummings
- William Beane
- Cliff Donaldson
- Stephen Hunt
- Thomas Keegan
- Andrew Lack
- Arthur Lussi
- Diane Munro
- Christopher Pushkarsh
- Jeffrey StefanKo
- Elinor Tatum

Excused/Abstained:

- Betty Little (c)
- _____
- _____
- _____
- _____


Against:

- _____
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- _____
- _____

Emily Stanton, Secretary to the Board, being duly sworn, deposes and says:

The above Resolution # 400 was duly passed by the Board of Directors on November 20, 2020.

Signature 
Title: Secretary to the Board of Directors


LISA L. WIEBOLDT
Notary Public, State of New York
Clinton County, No. 01WI6198948
Commission Expires 01/05/2021

Sworn before me this 23rd day of November 2020
Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution #401

**RESOLUTION APPROVING AND ADOPTING A PROPERTY DISPOSITION POLICY,
AND APPROVING AND ADOPTING THE STATE OF NEW YORK EQUAL
EMPLOYMENT OPPORTUNITY RIGHTS AND RESPONSIBILITIES HANDBOOK AS
THE ORDA DISCRIMINATION AND SEXUAL HARASSMENT POLICY**

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on November 20, 2020, the Chairperson offered the following resolution:

WHEREAS, pursuant to Public Authorities Law § 2824, the Board of Directors is charged with establishing written policies and procedures governing the conduct of ORDA and ORDA personnel; and

I. PROPERTY DISPOSITION POLICY

WHEREAS, under Public Authorities Law § 2896 (1) (a), it is mandatory that every authority adopt by resolution a comprehensive set of guidelines “regarding the use, awarding, monitoring and reporting of contracts for the disposal of property”; and

WHEREAS, Public Authorities Law § 2896 (3) mandates that each authority adopt comprehensive guidelines for contracts for the disposal of its property, publish at least annually a report listing all of its real property and all real and personal property disposed of in the previous year and submit that report to the comptroller, the director of the budget, the commissioner of general services, the legislature, and the authorities budget office; and

WHEREAS, Public Authorities Law § 2896 (1) (b) directs that every authority, by resolution, designate a contracting officer responsible for compliance with, and enforcement of; its property disposal guidelines; and

WHEREAS, in compliance with the Public Authorities Law, ORDA has prepared a comprehensive policy for the disposition of real and personal property that complies with the criteria and processes set forth in Public Authorities Law §§2896 and 2897; and

WHEREAS, in compliance with the Public Authorities Law, ORDA recommends designating the Vice President of Operations as the ORDA Contracting Officer; and

WHEREAS, in conformance with Public Authorities Law §2896 (1), ORDA’s Property Disposition Policy must be annually reviewed and approved, and by no later than March 31 of each year filed with the Comptroller and posted on the ORDA website; and

WHEREAS, annexed hereto and made a part hereof as if fully restated herein, is ORDA’s proposed Property Disposition Policy; and

II. DISCRIMINATION AND SEXUAL HARASSMENT POLICY

WHEREAS, ORDA’s Discrimination and Sexual Harassment Policy is in need of being updated to better conform to the policy applicable to all New York State workplaces; and

WHEREAS, the New York State policy is reflected in the State of New York Equal Employment Opportunity Rights and Responsibilities Handbook (the “EEO Handbook”); and

WHEREAS, the Governor’s Office of Employee Relations has encouraged and approved the adoption of the EEO Handbook as the ORDA Discrimination and Sexual Harassment Policy, a copy of which is attached hereto;

NOW THEREFORE BE IT RESOLVED, that after careful consideration and due deliberation, the Board of Directors hereby approves and adopts the attached Property Disposition Policy and EEO Handbook as the ORDA Discrimination and Sexual Harassment Policy, effective immediately, all of which will be posted on the ORDA website and implemented across all ORDA venues.

SO RESOLVED,

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on October 30, 2020, the Chairperson offered the following resolution approving and adopting the policies attached hereto and designating the ORDA Vice President of Operations as the ORDA Contracting Officer:

MOVED BY: Arthur Lussi

SECONDED BY: Stephen Hunt

and

ADOPTED BY the following vote:

Kelly Cummings
William Beaney
Cliff Donaldson
Stephen Hunt
Thomas Keegan
Andrew Lack
Arthur Lussi
Diane Munro
Christopher Pushkarsh
Jeffrey Stefanko
Elinor Tatum

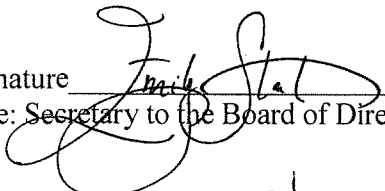
Excused/Abstained:


Betty Little (c)

Against:

Emily Stanton, Secretary to the Board, being duly sworn, deposes and says:

The above Resolution # 401 was duly passed by the Board of Directors on November 20, 2020

Signature 
Title: Secretary to the Board of Directors


LISA L. WIEBOLDT
Notary Public, State of New York
Clinton County, No. 01W16196048
Commission Expires 01/05/20 21

Sworn before me this 23rd day of November 2020
Notary Public, State of New York