

ONE PARK PLACE, SUITE 102, ALBANY, NY 12205
WEB SITE AT http://cdrpc.org

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2010 Officers

Chair Philip Barrett

Vice Chair Barbara Mauro

Secretary Willard Bruce

Treasurer
James Shaughnessy

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Willard A. Bruce
John Graziano, Jr.
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Judy H. Breselor Stan Brownell Leon B. Fiacco James D. Shaughnessy Michael Stammel

Saratoga County

Fred Acunto Philip Barrett Jason Kemper John Murray Paul Sausville

Schenectady County

Robert Godlewski Gary Hughes Barbara Mauro Michael Petta David Vincent

Staff

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Director of Information Services David Lang Wardle, AICP

Program Manager/GIS Todd M. Fabozzi

Senior Planner
Deborah A. Shannon

Assistant Planner Joanna H. King

Office Manager
Donna M. Reinhart

COMMISSION MEETING

8:30 am, Wednesday, May 19th, 2010 CDRPC Office One Park Place Albany, New York 453-0850

AGENDA

- Welcome/Introduction of Guests
- 2. March 17, 2010 Meeting Minutes*
- 3. Financial Statement through April 30, 2010 (Memo #10-12)*
- 4. Presentation by Jean Sheviak, Executive Director of the Capital District Library Council (Memo #10-13)
- 5. Proposed Amendment to the Foreign-Trade Zone Alternative Site Framework Application (Memo #10-14)*
- 6. Department of Housing & Urban Development Sustainable Communities Initiative (Memo #10-15)*
- 7. Update on CDRPC Census Activities and Response Rates (Memo #10-16)
- 8. Combined Sewer Overflow Long Term Control Plan Update (Memo #10-17)
- 9. Staff Activity Report
- 10. Other Business
- 11. Next Meeting Date/Time: July 21, 2010 @ 8:30 AM
- *Requires Formal Board Action

COMMISSION MEETING

March 17, 2010 CDRPC Conference Room One Park Place, Suite 102 Albany, New York 12205

MINUTES

PRESENT:

Willard Bruce, Lucille McKnight, Judy Breselor, Stan Brownell, James

Shaughnessy, Michael Stammel, Philip Barrett, Jason Kemper, John

Murray, Paul Sausville, Barbara Mauro, David Vincent

ABSENT:

John Graziano, Michael Whalen, Leon Fiacco, Fred Acunto, Robert

Godlewski, Gary Hughes, Michael Petta

PRESIDING:

Phil Barrett, Chair, called the meeting to order at 8:30 am.

1. Welcome/Introduction of Guests

Henry Dennis, Shirley Leahy and Chungchin Chen attended the meeting.

2. January 20, 2010 Meeting Minutes

The minutes were distributed before the meeting. No corrections were made.

Action Taken

David Vincent made a motion to approve the minutes, and John Murray seconded. The minutes were approved unanimously.

3. Unaudited Financial Statement through December 31, 2010

The financial statement represents the Commission's final unaudited financial statement for 2009. For the year, the revenues were at 93.5% and the expenses were at 88.8%. The revenues exceeded expenditures by \$32,881.66 increasing the fund balance from \$296,146.16 to \$329,026.82.

The financial statements will be provided to the auditor in April and a presentation will be given at the July meeting to review and approve the audited financial statements.

Action Taken

Mike Stammel made a motion to approve the Unaudited Financial Statements as presented and Lucille McKnight seconded. The motion was approved unanimously.

4. Financial Statement through February 28, 2010

Invoices were sent out to each of the four counties. Albany and Rensselaer Counties pay semi-annually while Saratoga and Schenectady Counties are billed quarterly. FTZ invoices were sent out to AMRI and MPM Silicones. The contracting agencies will be billed at the end of the quarter.

For the year, the revenues are at 17.7% and expenses are at 16.0%. There is approximately \$142,7000 cash in the bank and receivables totaling \$55,900. There are also five Certificates of Deposit totaling \$137,147.97.

In some cases, the percent to date expenses are greater than what may be normally expected because we renewed our membership with Foreign Trade Zone Board and Planning Federation. The annual GIS software license to ESRI was renewed in January and the General Business insurance bill for 2010 was paid in full. Also the Rent and Health Insurance line items reflect three months worth of payments.

Action Taken

Barbara Mauro made a motion to approve the Financial Statement and Lucille McKnight seconded. The motion was approved unanimously.

5. ACCRA Cost of Living Index Survey

The Council for Community & Economic Research produces the Cost of Living Index to provide a measurement of living cost differences among 320 urban areas in the United States. The Capital Region, through the University at Albany Department of Geography and Planning, participated during the past year on a trial basis. There is strong interest to continue the Region's participation in the Survey on an ongoing basis.

CDRPC will enter into a contract with UAlbany at an annual cost of \$2608 for five years. The Department of Geology and Planning will be responsible for collecting and reporting the data to the Council on a quarterly basis. CDRPC will then enter into a Memorandum of Understanding with the Center for Economic Growth and the Albany-Colonie and Schenectady County Chambers of Commerce to reimburse CDRPC for the contract cost. CDRPC's expenses will be the purchase of the Cost of Living Calculator at an annual fee of \$150.

Rocky is requesting Board approval to enter into the Agreements with UAlbany and the Chambers to participate in the Council's Quarterly Cost of Living Index.

Action Taken

Lucille McKnight made a motion to authorize CDRPC to enter into an agreement with UAlbany and Albany-Colonie and Schenectady County Chambers of Commerce. Judy Breselor seconded. The motion was approved unanimously.

6. EDA Project Listing Request

Schenectady County is seeking a \$25,000 pilot technical assistance matching grant from the Green Energy Initiative of the federal Economic Development Administration (EDA) to explore the feasibility of establishing a greenhouse compacting unit as a demonstration project on the County Farm. In order to apply for EDA funds, the project must be on CDRPC's official list of EDA-eligible projects.

This is a pilot project to for local farmers to attempt to extend their growing season from December through March using cost effective greenhouse construction and compost-heated facilities. The County is proposing to build a green house at the Schenectady County Farm heated by the natural decomposition of compost.

By using compost to heat the greenhouse, the County hopes to provide an affordable option to extend the growing season to twelve months of the year instead of nine months.

The second year there will be an urban application focused on growing crops year-round in urban settings. The same space and conditions will apply, as well as the type of crops grown. However, the type of compost will be changed to yard waste collected from urbanized areas to generate the heat needed to run the greenhouse. If proven feasible, urban residents will have access to locally grown, affordable and healthy foods during the winter months.

Rocky is requesting Board approval to place the proposed Pilot Project on CDRPC's official listing of projects eligible for EDA Funding.

Action Taken

Bill Bruce made a motion to approve the request for the Pilot Project to be listed on CDRPC's official list of EDA eligible projects and Jim Shaughnessy seconded. The motion was approved unanimously.

7. 2009: The Year in Review; 2010: The Year Ahead

Rocky gave a PowerPoint presentation outlining the Commission's accomplishments during 2009 and the anticipated work program for 2010. The attached copy of the presentation was provided to the Commissioners at the meeting.

Foreign Trade Zone Update:

CDRPC completed and submitted a Major Modification Application to the FTZ Board to gain authority for a 10-county service area to conform to the FTZ Board's new alternative site framework for zones.

The application proposed expanding the Zone to a 10-county service area covering Albany, Columbia, Fulton, Greene, Montgomery, Rensselaer, Saratoga, Schenectady, Warren and Washington counties. Additionally, the application proposed reorganizing the Northeastern Industrial Park, Rotterdam Industrial Park and the Port of Albany, eliminating Crossroads Industrial Park in Fulton County, and adding STEP and the Luther Forest Technology Campus in Saratoga County, and the Florida Business Park in Montgomery County as Magnet Sites.

According to the Foreign-Trade Zones Board, applications similar to ours for expansion and reorganization under the ASF should take approximately 10 months for Board review and action. On Nov 10, 2009 the Foreign-Trade Zones Board published the notice of CDRPC's application in the Federal Register; opening a 60-day public comment period. There were no public comments received by the Board related to our application. Currently the application is listed as in the Review phase, which will include a site visit by the Army Corps of Engineers, as well as Customs & Border Protection review.

As soon as the Planning Commission's ASF Application is approved, CDRPC will issue a press release to all local media and to the newspapers outside the Region which cover the additional six counties included in the grant of authority (10-county service area).

CDRPC staff will hold a series of training sessions at the offices of the county and regional economic developers who will be marketing the magnet sites and the 10-county service area, and will provide the economic developers with sets of handouts and PowerPoint slides to assist them in marketing the Foreign-Trade Zone. The FTZ blog on the Commission's web site will also be kept up-to-date with postings of relevant information and contacts.

John Murray inquired if the list of contacts can be identified for each of the 10-counties and available to the Board. Rocky will forward that information by email to the Commissioners.

8. Combined Sewer Overflow Long Term Control Plan Update

The draft Receiving Water Quality Modeling report has been completed and submitted to DEC in February. There was a meeting with DEC on Monday, March 15 to discuss the issues associated with dissolved oxygen levels in the river. Assessment of control alternatives, cost burdens, and management structures for the LTCP cannot progress until all modeling issues are resolved.

DEC has approved the extension of the grants until August 31, 2010. Grant extension paper work is with Department of Budget awaiting fiscal approval.

9. Staff Activity Report

There was no discussion at this time.

10. Other Business

On behalf of the CDRPC Commission, Phil Barrett presented Henry Dennis with a plaque honoring his 25 years of dedicated service as a Commission member, representing Albany County.

Rocky Ferraro, Chungchin Chen and Lucille McKnight also commended Henry Dennis on his outstanding dedication and support to CDRPC during his 25 years of service as a Commission member.

11. Next Meeting Date

The next Commission meeting will be held May 17, 2010 at 8:30am.

Adjournment

Mike Stammel made a motion to adjourn the meeting and John Murray seconded. The motion was approved unanimously.

Respectfully submitted,

Willard Bruce

Secretary



FTZ #121

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MEMORANDUM (#10-12)

To:

Commissioners

From:

Rocky Ferraro, Executive Director

Date:

May 11, 2010

Re:

Monthly Financial Statement

Enclosed for your review and approval are the current financial statements through April 2010.

First quarter invoices were sent to the appropriate billing agencies for the CDYCI, Combined Sewer Overflow, Water Quality, and the UPWP (Transportation) work programs.

As noted on the Statement of Financial Condition, on April 30th we had approximately \$115,600 cash in the bank and outstanding receivables totaling just over \$131,000. We also have five Certificates of Deposit as noted on the table below:

CD#	* Value *	Expires .
409598	\$ 31,200.00	January 13, 2011
000224	\$ 21,194.36	April 17, 2011
411796	\$ 21,521.22	July 30, 2010
605899	\$ 30,487.66	November 12, 2010
000216	\$ 32,744.73	December 10, 2010
	Total: \$137,147.97	

The auditor, Bonadio & Company has initiated the 2009 audit. A report will be presented to the Board at the July Commission meeting.

CDRPC 2010 Income Statement

CDRI C 2010 income Statement							X/TID 0/
Account	Rev. Budget	Mar	10	Apr 10	Year-to-Date	Balance	YTD %
2010 REVENUE	Φ 5 4 0 5 0 0	Φ.		Φ.	# 2 0.000.70	ф. 2 0.000 7 0	50.00
R2390.1 Albany County	\$ 76,197.00	\$	-	\$ -	\$ 38,098.50	\$ 38,098.50	50.0%
R2390.2 Rensselaer County	39,458.00		-	-	19,729.00	19,729.00	50.0%
R2390.3 Saratoga County	51,900.00		-	12,975.00		25,950.00	50.0%
R2390.4 Schenectady County	37,911.00		-	9,477.75	· ·	18,955.50	50.0%
R2401.0 Interest & Earnings	1,500.00		18.69	17.77	105.81	1,394.19	7.1%
R2770.1 Miscellaneous	100.00		-	-	-	100.00	0.0%
R2770.3 Contractual Services	25,000.00		-	-	-	25,000.00	0.0%
R2770.4 FTZ#121	25,000.00		-	-	18,750.00	6,250.00	75.0%
R2770.5 Conferences	6,000.00	1,41	10.00	3,000.00	4,410.00	1,590.00	73.5%
R2770.6 CDYCI	75,000.00	18,75	50.00	-	18,750.00	56,250.00	25.0%
R3900.3 Empire State Dev.	_		-	-	-	-	
R3900.4 Other NYS Aid (DOS)	34,000.00	22,09	96.75	-	22,096.75	11,903.25	65.0%
R3900.6 CSO Project	67,000.00	16,24	15.61	-	16,245.61	50,754.39	24.2%
R4000.2 EDA	70,000.00	9,6	70.37	_	24,059.04	45,940.96	34.4%
R4000.3 Water Quality	54,000.00		75.80	-	17,075.80	36,924.20	31.6%
R4000.4 UPWP	110,000.00	30,94		_	30,946.60	79,053.40	28.1%
Gross Revenue	\$ 673,066.00	\$ 116,21		\$ 25,470.52		\$ 417,893.39	37.9%
2010 EXPENSE	φ 075,000.00	Ψ 110,2.	13.02	Ψ 23,470.32	Ψ 233,172.01	Ψ +17,073.37	31.770
E.1010 Salaries	\$ 372,000.00	\$ 30,97	70.10	\$ 30,970.10	\$ 121,328.59	\$ 250,671.41	32.6%
		\$ 30,9	70.10	\$ 30,970.10			
E.1030 Temporary Services	11,500.00	1.	-	- 271.00	1,976.00	9,524.00	17.2%
E.2010 Office Equipment	5,000.00	10	59.00	371.98	878.98	4,121.02	17.6%
E.2020 Furniture & Furnishings	1,000.00		-	-	- - -	1,000.00	0.0%
E.4020 Workshops & Conferences	6,000.00		-	5,245.00		755.00	87.4%
E.4030 Consultant Services	11,000.00		-	1,033.75		9,966.25	9.4%
E.4040 Agency Memberships	5,000.00		-	-	1,450.00	3,550.00	29.0%
E.4051 Computer Supplies/Software	5,500.00		58.99	696.77	,	1,179.24	78.6%
E.4055 Data Purchases	500.00		-	150.00		350.00	30.0%
E.4060 Equipment Maintenance	2,000.00		-	204.90		1,643.97	17.8%
E.4070 Office Supplies	3,500.00	12	28.11	340.58		2,775.00	20.7%
E.4080 Books & Journals	750.00		-	-	151.87	598.13	20.2%
E.4090 Printing & Publishing	7,500.00		24.27	566.61		6,084.12	18.9%
E.4110 Rent	66,000.00	4,92	29.29	4,908.64	24,252.40	41,747.60	36.7%
E.4120 Telephone	3,500.00	20)2.77	290.09		2,280.48	34.8%
E.4121 Internet	3,000.00	3	36.85	36.85	210.38	2,789.62	7.0%
E.4130 Travel	11,000.00	4	29.00	590.00	760.00	10,240.00	6.9%
E.4140 Equipment Repairs	500.00		-	-	-	500.00	0.0%
E.4150 Postage	3,500.00	68	31.53	342.52	1,613.83	1,886.17	46.1%
E.4160 Miscellaneous	1,878.00	24	18.87	4.61	253.48	1,624.52	13.5%
E.4170 Payroll Services	1,800.00	13	32.46	132.46	622.84	1,177.16	34.6%
E.4190 Contingent Fund	1,000.00		_	-	-	1,000.00	0.0%
E.4200 Insurance-General	1,500.00		_	_	1,277.03	222.97	85.1%
E.4210 Meeting Expenses	2,000.00		10.55	182.89		1,581.76	20.9%
E.8010 NYS Retirement	46,000.00		_	_	_	46,000.00	0.0%
E.8030 FICA	30,000.00	2.39	97.40	2,397.40	9,572.80	20,427.20	31.9%
E.8040 InsWorker's Comp. & Dis.	3,000.00	_,-,-,-	_	175.00		831.43	72.3%
E.8050 InsHealth	76,000.00	6.5	77.60	6,245.88	· ·	46,857.89	38.3%
E.8060 InsUnemployment	1,500.00		58.43	82.46		399.01	73.4%
E.8070 Prof. Memberships	1,000.00	•	-	50.00		750.00	25.0%
E.8080 Continuing Education	1,000.00			50.00	230.00	1,000.00	0.0%
·		¢ 47.24	55.00	¢ 55 010 40	¢ 211 004 05		30.9%
Gross Expenses	\$ 685,428.00	\$ 47,35		\$ 55,018.49		\$ 473,533.95	30.9%
Net Operating Income	\$ (12,362.00)	\$ 68,85	58.60	\$ (29,547.97) \$ 43,278.56		
A909 Fund Balance-Unreserved	12,362.00		-	-	-		
Net Income	\$ -	\$ 68,85	58.60	\$ (29,547.97) \$ 43,278.56		

Capital District Regional Planning Commission

GENERAL FUND

Statement of Financial Condition April 30, 2010

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Cash — Checking	\$ 19,915.00
Cash — Money Market	95,689.41
Cash — PayPal Account	-
Cash — Certificates of Deposit	137,147.97
Petty Cash	200.00
Due from Private Persons/Organizations	25,693.20
Due from State & Federal Governments	90,958.81
Due from Other Governments	14,437.50
Prepaid Expenses	168.95
Carryover Revenue	
Sub-Total: Assets	\$ 384,210.84
Expenses — Year-to-Date	 211,894.05

Total \$ 596,104.89

Liabilities & Fund Balance

•	
Revenue — Year-to-Date	\$ 255,172.61
Sub-Total: Liabilities & Fund Balance	\$ 340,932.28
Fund Balance — Unrestricted	329,026.82
Deferred Project Revenue	11,035.46
Due to Private Persons/Organizations	870.00
Due to Other Governments	\$ -

Total \$ 596,104.89

Net Income (Loss) \$ 43,278.56



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MEMORANDUM (#10-13)

To:

Commissioners

From:

Rocky Ferraro, Executive Director

Date:

May 11, 2010

Re:

Presentation by Jean Sheviak, Executive Director of the Capital

District Library Council

Jean Sheviak is the Executive Director of the Capital District Library Council (CDLC). The Capital District Library Council is one of nine regional Reference, Research, and Resources (3Rs) Library Councils in New York State. CDLC provides programs and services to over 500 academic, public, school, and hospital and special services libraries in Greater Capital Region. The CDLC web site is www.cdlc.org.

Jean Sheviak will outline the Mission and programs and services offered by the CDLC.



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MEMORANDUM (#10-14)

To:

Commissioners

From:

Rocky Ferraro, Executive Director

Date:

May 11, 2010

Re:

Proposed Amendment to FTZ Alternative Site Framework

Application

On April 28, 2010, the Executive Committee met with Mike Russo, US Government Relations & Regulatory Affairs representative for GlobalFoundries and Shelby Schneider, Economic Development and Empire Zone Specialist for Saratoga Economic Development Corporation to discuss the inclusion of GlobalFoundries within an amended Foreign-Trade Zone Alternative Site Framework (ASF) application.

As previously discussed, the Executive Secretary of the Foreign-Trade Zones Board strongly recommended that CDRPC consider amending the ASF application to include GlobalFoundries. The Foreign-Trade Zone Board staff was concerned that without the inclusion of GlobalFoundries, the economic rationale for a Magnet site at Luther Forest would be greatly reduced.

The original application was prepared during a time of transition from AMD to GlobalFoundries, including staff changes and responsibilities. However, the current staff is well aware of the potential benefits of their inclusion within a proposed Magnet Site and is appreciative of this latest outreach by CDRPC to amend the application to include them as part of the Luther Forest-STEP magnet site.

Global Foundries and the Saratoga County IDA have provided all the necessary documentation for inclusion within the ASF application.

Based on the discussion and the feedback received, the A & F Committee voted unanimously to approve amending the ASF application to include GlobalFoundries and directed the CDRPC staff to forward the amended application to the Foreign-Trade Zones Board. As a result, the amended

application has been submitted to the Foreign-Trade Zones Board. A docket number has been assigned to the amended application and it will appear shortly in the Federal Register for a 30 day comment period. CDRPC will be advertising the proposed amended application in the legal section of the Saratogian.

In order to complete the action, Commission approval is being sought to approve the following resolution for submittal to the Executive Secretary of the FTZ Board amending our application to permit the establishment of five magnet sites: the Port of Albany, Northeast Industrial Park, Florida Business Park Extension, Luther Forest-STEP, and Rotterdam Industrial Park.

Whereas, the Capital District Regional Planning Commission, Grantee of Foreign-Trade Zone # 121 at Albany, NY wishes to amend its application to expand and reorganize its Zone under the New Framework developed by the Foreign-Trade Zones Board to combine previously proposed Magnet sites 5 (Saratoga Technology + Energy Park) and 6 (Luther Forest Technology Campus) into a single Magnet site; and

Whereas, the Grantee wishes to include the GlobalFoundries property within the amended application;

Now, Therefore, Be It Resolved

1. That the Executive Director is authorized to submit the amended Alternative Site Framework Major Modification application as described to the Foreign-Trade Zones Board.



APR - 2 2010

Mr. Rocco A. Ferraro Executive Director Capital District Regional Planning Commission One Park Place, Suite 102 Albany, NY 12205 PECEIVE APR = 8 2010

> FTZ Board Doc. 47-2009

Dear Mr. Ferraro:

After further evaluation by our staff of your reorganization application for FTZ 121 (filed 11/03/2009), I would like to encourage the Capital District Regional Planning Commission (CDRPC) to consider amending this application to include the GlobalFoundaries property in one of the proposed magnet sites that border the property. The application indicates that the GlobalFoundaries property was omitted from the request because the company plans to apply separately for subzone status. It is the view of the FTZ Board Staff that inclusion of the GlobalFoundaries property in a Magnet Site would achieve greater consistency with the proposed plan for a technology-focused industrial cluster in the context of the ASF, and would represent an approach coherent with Saratoga County's stated economic development plans. Inclusion of the GlobalFoundaries property could also be the best tool for enhancing the international competitiveness of the GlobalFoundaries' facility.

There is a range of benefits that inclusion of the GlobalFoundaries Property in a general-purpose Magnet Site could provide. If approved, FTZ designation within a general-purpose Magnet Site would allow the company to receive immediate general-purpose benefits and to pursue expedited application procedures for manufacturing authority (if applicable), and in doing so, would enable cost and time savings that are not available through the subzone application process. If the reorganization application is approved, the benefits of pursuing manufacturing authority within a general-purpose FTZ site could include:

- 1. Elimination of FTZ Board Application Fee. By affiliating the property with a Magnet Site in the expansion application GlobalFoundaries will immediately save the \$6,500 fee associated with manufacturing subzone applications.
- 2. Potentially reduced burden and faster approval timeframe for manufacturing authority. Applications for manufacturing authority within a general-purpose site are eligible for certain expedited application procedures and approval timeframes (contingent on the facts of the case). If requested, Temporary/Interim Manufacturing (T/IM) Authority could reduce approval time for manufacturing authority to approximately 3 months from filing. T/IM authority allows companies operating inside designated FTZ space to begin manufacturing under FTZ procedures during review of the long-term manufacturing authority application (by permitting authority for inputs that have recently been approved in other FTZ Board cases). Relevant approvals for GlobalFoundaries could include those for Shin-Etsu Handotai America Inc. (BO 1618, 5/19/2009) and Samsung Austin Semiconductors, LLC (BO 1421, 12/02/2005; and BO 1517, 8/13/2007). A precise list of T/IM eligible products can be located using the FTZ Board's T/IM Database which is available online at: www.trade.gov/ftz (select 'FTZ Manufacturing Center' then 'T/IM Information').

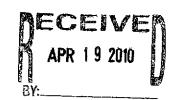
- 3. Faster activation timeframe. Through its inclusion in the reorganization application GlobalFoundaries could expect general-purpose designation for their property upon FTZ Board approval of CDRPC's reorganization application, enabling immediate initiation of the activation process with Customs and Border Protection (CBP). By contrast, FTZ regulations allow a normal twelve month timeframe to process a manufacturing subzone application, delaying the initiation of the activation process until after the FTZ Board has approved the subzone application.
- 4. Faster realization of FTZ savings. If GlobalFoundaries activates its space for general-purpose operations after approval of the FTZ 121 reorganization application, GlobalFoundaries could realize inverted tariff savings immediately following separate approval for manufacturing authority (that is, with no added delay for activation).
- 5. **Duty-deferral on imported production equipment.** Inclusion in the Magnet Site could enable GlobalFoundaries to take advantage of duty-deferral benefits on production equipment, potentially delaying payment of duty on imported production equipment until it is fully assembled.
- 6. Reduced administrative burden and associated costs. Participating in the magnet site should negate the need for zone to zone transfers between GlobalFoundaries and subsidiaries and suppliers that may reside in the Luther Forest Technology Campus or STEP. This would eliminate the costs and time associated with processing and filing additional paperwork which, depending on the operation's scope and size, could be substantial.

We recommend that the Capital District Planning Commission and GlobalFoundaries examine the potential benefits outlined in this letter more closely in considering filing an amendment to FTZ 121's reorganization application. If either the Capital District Planning Commission or GlobalFoundaries has any further questions regarding this letter, please contact me at (202) 482-2862.

Sincerely,

Andrew McGilvray Executive Secretary

Sus,



April 16, 2010

Rocco A. Ferraro, Executive Director Capital District Regional Planning Commission One Park Place, Suite 102 Albany, NY 12205

RE:

Foreign-Trade Zone # 121 Expansion Application

Dear Mr. Ferraro:

GLOBALFOUNDRIES U.S. Inc. ("GLOBALFOUNDRIES"), located at 400 Stone Break Road Extension in Malta, New York, within the Luther Forest Technology Campus, hereby requests to have our business included in the Luther Forest-STEP Magnet Site in Saratoga County.

Upon approval of Foreign-Trade Zone status for the Luther Forest-STEP Magnet Site, at the appropriate time, GLOBALFOUNDRIES will evaluate whether to activate the Zone. Should we determine to seek activation of the Zone, we will do so in consultation with Customs and Border Protection Albany Port of Entry and with the Capital District Regional Planning Commission as the Zone grantee.

Sincerely,

Scott M Rajeski

Director of Finance

GLOBALFOUNDRIES U.S. Inc.



SARATOGA COUNTY INDUSTRIAL DEVELOPMENT AGENCY

April 16, 2010

Rocco A. Ferraro, Executive Director Capital District Regional Planning Commission One Park Place, Suite 102 Albany, NY 12205

Re: Foreign-Trade Zone # 121 Expansion Application

Dear Mr. Ferraro:

The County of Saratoga Industrial Development Agency (the "Agency") is the fee owner of property located at 400 Stonebreak Road Extension within the Luther Forest Technology Campus in Malta, New York (the "Property"). The Property has been leased to GLOBALFOUNDRIES US, Inc. (the "Tenant") under a lease agreement (the "Lease Agreement") which confers full beneficial ownership of the Property to the Tenant and under which the Agency assumes no responsibility for the operation of the Property. The Agency understands that the Tenant is desirous of having the Property included in the request for an expansion of Foreign-Trade Zone (FTZ) No. 121. The Agency further understands that the Capital District Regional Planning Commission (CDRPC), Grantee of FTZ No. 121, is sponsoring an expansion application request to be submitted to the U.S. FTZ Board. The Agency in its capacity as fee owner of the Property hereby concurs with, and consents to, having the Property included within Magnet Site #5 of FTZ 121.

The Agency makes the foregoing consent with the understanding that the Agency will have no financial burden or liability for being the fee owner of property within a FTZ Magnet Site unless the Agency chooses to become an operator and activate their site with US Customs and Border Protection. Under no circumstances will the Agency seek at any time to become an operator of the subject property nor is such contemplated by the terms of the Lease Agreement. We would consent to Global Foundries U.S., Inc. becoming the operator at such time as they should choose to make application.

Sincerely

Chairman

County of Saratoga Industrial Development Agency



ONE PARK PLACE, SUITE 102, ALBANY, NY 12205

TEL: 518/453-0850

FAX: 518/453-0856

E-Mail: cdrpc@cdrpc.org

FTZ #121

WEB SITE AT http://cdrpc.org

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Senior Planner Deborah A. Shannon

Assistant Planner Joanna H. King

Office Manager Donna M. Reinhart

MEMORANDUM (#10-15)

To:

Commissioners

From:

Rocky Ferraro, Executive Director

Date:

May 11, 2010

Re:

HUD Sustainable Communities Initiative

Background

In March, the Department of Housing and Urban Development (HUD) published the Sustainable Communities Planning Grant Program Advance Notice and Request for Comment. The notice indicated that HUD intended to make \$100 million available for a new Sustainable Communities Planning Grant Program.

The initiative was conceived to advance development patterns that achieve improved economic prosperity, environmental sustainability, and social equity in metropolitan regions and rural communities. HUD, EPA and DOT have formed the Partnership for Sustainable Communities and have committed to work together to coordinate policies and programs that support six Livability Principles:

- 1. Enhance transportation choices
- 2. Promote affordable housing
- 3. Enhance economic competitiveness
- 4. Support existing communities
- 5. Coordination/Collaboration/Leveraging
- 6. Value communities and neighborhoods

As proposed, grant awards may not exceed \$5 million per recipient for areas with populations over 500,000 such as the Capital Region. A 20% match is required. HUD has developed three funding categories within the Sustainable Grant Program:

Category 1: Regional Plans for Sustainable Development. Funds would support activities that harmonize plans focused on housing, education and job centers; identify transportation and water infrastructure needs; consider risks from disasters and climate change; and identify performance metrics and outcomes.

Category 2: Detailed Execution Plans and Programs. Funds would support preparation and adoption of plans and programs to implement a regional sustainable vision.

Category 3: Implementation Incentives. Regions that already have sustainable planning programs can serve as national models. HUD will provide a limited number of grants to complete a financing package for catalyst projects that would accelerate the implementation of a Regional Sustainable Development Plan.

Following the public comment period, the Notice of Funding Availability was to be issued on April 12, 2010. However, that date has been pushed back to the third or fourth week in May. In the meantime, CDPRC and CDTC staff have held a series of meetings with our regional partners and representatives from each of the county planning departments to brainstorm ideas should we decide to submit an application. Despite the highly competitive nature of the grant (approximately 30 will be funded nationwide), CDTC and CDRPC staff believe that the Capital Region is well positioned to compete for a grant through this program. The following is a concept that has been developed based on the feedback we have received.

Augmentation of New Visions 2030

The work that has been undertaken in the Region has been consistent with the Livability Principles and the spirit of the Sustainable Community Grant Program. Concentrated growth, urban revitalization, open space and agricultural land preservation, targeted transportation investments, expansion of transportation choices and sustainable economic growth are all central themes of New Visions 2030. However, New Visions 2030 may have a few shortcomings that may prevent it, in its current form, from qualifying as a Sustainable Regional Development Plan. Potential topics that may need to be further articulated include housing, economic development, green infrastructure and environmental quality with related performance measures, strategies and actions for implementation.

Grant monies would be sought to augment the New Visions plan in a manner that is consistent with the Livability Principles and would assist communities in the Capital Region with their development decision making processes. A traditional regional plan would not be the product of this effort (i.e. a detailed housing map highlighting locations for future housing). Instead this effort would evaluate these subject areas in the context of a Regional Sustainable Development Plan that is supplemental to, consistent with, and supportive of the actions and accepted principles of New Visions 2030.

A potential application may include the following elements:

- 1. The exploration of various tools to assist communities in achieving sustainable development.
- 2. The development of performance measures for these new subject areas consistent with the HUD-EPA-DOT measures.
- 3. A public outreach/education effort utilizing a wide variety of outreach tools. Key groups to be targeted in this effort would be community stakeholders that can apply the tools as part of their mission and objectives and elected and appointed local officials.

Commission approval is being sought to allow the Executive Director to submit a grant proposal under the HUD Sustainable Communities Initiative if it is deemed feasible upon release of the Notice of Funding Availability and after further comment and feedback from our local, county, and regional partners.



FTZ #121

2010 Officers

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Vice Chair Barbara Mauro

Secretary

Willard Bruce
Treasurer

CAPITAL DISTRICT REGIONAL PLANNING COMMISSION

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MEMORANDUM (#10-16)

To:

Commissioners

From:

Rocky Ferraro, Executive Director

Date:

May 11, 2010

Re:

Census Mail Participation Rate Results

Members

James Shaughnessy

Albany County
Willard A. Bruce
John Graziano, Jr.
Lucille M. McKnight
Michael B. Whalen, Jr.

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Office Manager Donna M. Reinhart The Mail Participation Rate is the percentage of Census forms mailed back by households receiving them. The rate excludes households whose forms were returned by the U.S. Postal Service as 'undeliverable'. Additionally, the mail participation rate excludes houses in update/enumerate areas (in our region, the Towns of Day and Edinburg); households that receive mail at P.O. boxes; transients; homeless; Be Counted forms; and phoned-in responses. The Census Bureau is in the process of following up on all housing units that did not return a completed form to ensure everyone is counted.

The last update to the Mail Participation Rate prior to the final rate postings in the Fall to take into account late mail returns was on April 27th. A complete list of the latest 2010 and final 2000 Mail Participation Rates for the municipalities in the Capital Region can be found in the attached tables. Highlighting the data:

- Albany, Rensselaer, and Saratoga Counties all beat their 2000 rates by a minimum of 2 percentage points while Schenectady County declined by 2 percentage points.
- 52 of the Region's 78 municipalities matched or beat their 2000 Mail Participation Rates. The Town of Charlton in Saratoga County had the highest Mail Participation Rate in the Capital Region at 89%.
- 41 of the 78 municipalities had Participation Rates of 80% or more in 2010, up from 23 municipalities in 2000.
- The rate for the census tract surrounding the SUNY Albany campus jumped substantially from 39% in 2000 to 75% in 2010. CDRPC staff participated in the Census Road Tour visit at SUNY Albany. The census tract containing the Union College campus increased its rate by three percentage points to 65%, while the tract containing the RPI campus went from 59% to 64%. The tract that includes Russell Sage College increased its rate from 59% to 62%.

2000 and 2010 Census Mail Participation Rates (MPR) for the Capital Region

	2010	2000
	MPR	MPR
Albany County	76%	74%
City of Albany	66%	65%
Town of Berne	84%	61%
Town of Bethlehem	84%	83%
Town of Coeymans	75%	75%
-Village of Ravena	74%	81%
City of Cohoes	74%	73%
Town of Colonie	81%	83%
-Village of Colonie	84%	85%
-Village of Menands	78%	73%
Town of Green Island	75%	76%
Town of Guilderland	82%	79%
-Village of Altamont	84%	84%
Town of Knox	83%	71%
Town of New Scotland	83%	81%
-Village of Voorheesville	85%	87%
Town of Rensselaerville	77%	54%
City of Watervliet	73%	73%
Town of Westerlo	77%	69%

	2010	2000
	MPR	MPR
Rensselaer County	75%	71%
-Village of Nassau	75%	71%
-Village of Valley Falls	67%	69%
Town of Berlin	73%	54%
Town of Brunswick	80%	74%
Town of East Greenbush	81%	74%
Town of Grafton	83%	54%
Town of Hoosick	80%	75%
-Village of Hoosick Falls	82%	80%
Town of Nassau	81%	67%
-Village of East Nassau	82%	67%
Town of North Greenbush	80%	79%
Town of Petersburg	84%	60%
Town of Pittstown	77%	69%
Town of Poestenkill	80%	74%
City of Rensselaer	69%	69%
Town of Sand Lake	83%	74%
Town of Schaghticoke	81%	78%
-Village of Schaghticoke	77%	69%
Town of Schodack	82%	77%
-Village of Castleton-on-Hudson	76%	68%
Town of Stephentown	81%	62%
City of Troy	66%	66%

	2010	2000
	MPR	MPR
Saratoga County	80%	77%
-Village of Ballston Spa	76%	79%
Town of Ballston	83%	85%
Town of Charlton	89%	85%
Town of Clifton Park	84%	83%
Town of Corinth	80%	65%
-Village of Corinth	74%	70%
Town of Day	N/A	N/A
Town of Edinburg	N/A	N/A
Town of Galway	78%	59%
-Village of Galway	71%	78%
Town of Greenfield	85%	63%
Town of Hadley	57%	58%
Town of Halfmoon	78%	78%
Town of Malta	84%	77%
-Village of Round Lake	73%	71%
City of Mechanicville	78%	75%
Town of Milton	80%	80%
Town of Moreau	78%	81%
-Village of South Glens Falls	73%	79%
Town of Northumberland	81%	82%
Town of Providence	83%	59%
Town of Saratoga	80%	75%
-Village of Schuylerville	74%	76%
-Village of Victory Mills	84%	82%
City of Saratoga Springs	77%	73%
Town of Stillwater	84%	73%
-Village of Stillwater	78%	81%
Town of Waterford	77%	80%
-Village of Waterford	73%	74%
Town of Wilton	79%	80%

	2010	2000
	MPR	MPR
Schenectady County	76%	78%
Town of Duanesburg	83%	76%
-Village of Delanson	80%	84%
Town of Glenville	85%	86%
-Village of Scotia	79%	83%
Town of Niskayuna	85%	87%
Town of Princetown	82%	77%
Town of Rotterdam	82%	85%
City of Schenectady	65%	68%



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MEMORANDUM (#10-17)

To:

Commissioners

From:

Rocky Ferraro, Executive Director

Date:

May 11, 2010

Re:

Long Term Control Plan - Combined Sewer Overflow Study

The following is a status report of the Albany Pool Long Term Control Plan (LTCP).

A meeting was held with DEC on Monday, March 15, 2010 to reply to comments on the Receiving Water Quality Models Report. The Albany Pool Joint Venture Team (APJVT) is currently preparing a response to DEC's request for additional data to address concerns about bacteria from the CSO's at selected tributaries. Assessment of control alternatives, cost burdens, and management structures for the LTCP cannot progress until all modeling issues are resolved.

In response to the application for a project extension, DEC has requested the development of a Catchbasin Best Management Practices program that will form part of the SPDES permits. A meeting was held with the Pool Communities on Friday, April 30 to discuss DEC's suggested permit language. A response letter and data collection form is being developed by the APJVT.

DEC has approved the no-cost extension of the grants until August 31, 2010. Signed contracts have been returned to CDRPC.

STAFF ACTIVITY REPORT March 8, 2010 to May 7, 2010

A. ADMINISTRATION

- 1. The 2010 Q1 billings were prepared and submitted for the 604(b) Water Quality contract, UPWP Transportation Planning contract, EDA Economic Planning contract, CDYCI administrative contract, and the CSO administrative contract.
- 2. The 2009 Annual Financial Report was prepared and filed with the New York State Comptroller's Office.
- 3. Staff has met and provided the auditors, Bonadio & Co., with the financial records and associated documentation needed to prepare the 2009 independent audits for both CDRPC and CDYCI.

B. REGIONAL PLANNING

REGIONAL INFORMATION SYSTEM & DATA SERVICES

- 1. The staff responded to approximately 75 call-in and e-mail data requests during the reporting period.
- 2. CDRPC's web site received over 283,000 page hits in March & April of 2010, and the Commission continues to receive very positive feedback about the amount and type of data available on the site.
- 3. The staff continues to update and maintain its GIS, and to provide GIS products and services to local governments, agencies and citizens on request.
- 4. The staff continues to process, analyze, and disseminate Census data and data released by the U.S. and N.Y.S. Departments of Labor. Information is posted on the web site on an ongoing basis.
- 5. In preparation for the 2010 Census, CDRPC had been awarded a grant by the Department of State to assist in the 2010 education and outreach campaign. During the report period, staff continued to respond to municipal and county questions regarding the boundary annexation survey, building permit surveys and other Census preparations. Staff created a blog to disseminate information; conducted a number of presentations throughout the region; spoke with the media on multiple occasions, including a TV interview; assisted SUNY Albany and other local colleges and universities with education and outreach; served as a liaison between municipalities and the local census offices; worked with a local refugee group towards getting the extremely hard-to-count Burmese population enumerated; and answered a wide variety of questions from organizations and residents of the Region.

- 6. CDRPC will be participating in an upcoming State Data Center Affiliate meeting facilitating a discussion to identify "off the shelf" data sets and guidance materials that should be prepared on the use and interpretation of the American Community Survey data releases.
- 7. Meetings have been held with representatives from the City of Watervliet and the Town of Guilderland in conjunction with the Watervliet Reservoir Water Consolidation study being managed by CDRPC on behalf of the City of Watervliet and the Town of Guilderland. A shared municipal service grant was received from NYS DOS to investigate the financial and legal feasibility of consolidating water treatment operations at the reservoir.

WATER QUALITY PLANNING

- 1. The Staff has continued work on the 604b water quality program. Staff continues to participate in county water quality coordinating committee activities, MS4 committee activities, and to provide technical support to the counties and local communities.
- 2. Staff is serving on an advisory committee of a Mohawk River Watershed Plan being carried out by a consortium of soil and water conservation districts whose grant was recently approved.
- 3. Staff continues to work with the Onesquethaw-Coeymans Watershed Council to help develop a watershed management plan, which would help implement the recommendations included in the previously completed watershed study.
- 4. Staff continues to manage the Albany Pool Combined Sewer Overflow Long Term Control Plan Development, which includes the Albany Water Board, the cities of Cohoes, Rensselaer, Troy and Watervliet, and the Village of Green Island, as well as assistance from the Albany and Rensselaer county sewer districts. (See Memo 10-17)

TRANSPORTATION AND LAND USE

- 1. The staff continues to participate on CDTC's Planning Committee, Bike/Ped Taskforce, and the Regional Linkage Forum.
- 2. Staff continues to participate on various Linkage Study advisory committees as part of the CDTC Linkage Grant Program. Current linkage studies underway include: The town of Sand Lake Hamlet Study, the Midtown Albany Educational District Enhancement Study, and the city of Albany Railroad Ave Linkage Study.
- 3. CDRPC staff has completed their portion of the work developing a local sustainable development planning guidebook, which is being funded under the CDTC UPWP. The guidebook will highlight exemplary smart growth planning projects throughout the region. The document is being finalized by CDTC staff. Preparations are underway with interested organizations in the region to establish educational training sessions on sustainable practices.

- 4. Staff is participating on an advisory committee guiding the CDTA Western Avenue BRT study.
- 5. CDRPC hosted a Planning & Zoning Workshop on April 8, 2010 at Hudson Valley Community College; 195 people attended which is the capacity of the facility.
- 6. Discussions have been held with county planners and other partners about the feasibility of applying for grant money that may be available through the HUD Sustainable Communities Initiative (See Memo 10-15).

HUMAN RESOURCES & CRIMINAL JUSTICE

- 1. The Juvenile Detention facility utilization rate (based on the re-configured 16 bed facility) was 95.8% for the month of February and 98.6% for the month of March, 2010.
- 2. Billings to the counties using the facility were computed and sent out through April 2010.

ECONOMIC DEVELOPMENT

- 1. Data files continue to be updated and spreadsheets prepared on a monthly basis for public distribution, including Employment/Unemployment and CPI/PPI data. In addition, CDRPC continually maintains and enhances its Web site on an ongoing basis to include new and updated materials as they become available.
- 2. Staff is preparing the U.S. Department of Commerce, Economic Development Administration, Partnership Planning Grant application, our ongoing planning grant for EDA related activities.
- 3. The Foreign-Trade Zone Alternative Site Framework application was amended to include GlobalFoundries and to combine STEP and Luther Forest as a single magnet site (See Memo 10-14).
- 4. The January/February issue of Capital District Data was prepared and published covering 2009 existing home sales and 2009 real property tax rates. Also included was information about achieving a complete Census count.

C. MEETINGS:

03/08/10 Ferraro & Shannon: Webcast on Environmental Facilities Corporation Water/Wastewater funding.

03/08/10Ferraro & Shannon: CSO Technical Committee.

03/09/10Fabozzi: CDTC Bike/Ped Taskforce meeting.

03/09/10 Shannon: NYSDEC Public Meeting on SPDES permit compliance TOGS.

03/09/10 Ferraro, Fabozzi & Shannon: Webinar on HUD Livable Communities grant initiative.

03/10/10 Ferraro: Meeting with CARES and CDTC re: Community ACCESS programs.

03/11/10 Shannon: Saratoga County MS4 Coordinators' Committee meeting.

03/11/10 Shannon: Saratoga County Water Quality Coordinating Committee meeting.

03/12/10 King & Shannon: Empire State Development 2010 Census webinar.

03/12/10 Shannon: Meeting with Mayor McDonald regarding CSO SMSI grant.

03/12/10 Ferraro: Capital District Library Council Trustee meeting.

03/15/10 Ferraro: Canal Recreationway Committee meeting.

03/15/10 Ferraro & Shannon: CSO meeting with DEC.

03/16/10 King: Interview with Colonie TV17 on 2010 Census.

03/16/10 King: Rensselaer Homeless Coalition meeting.

03/17/10 Ferraro: Water Management Advisory Committee meeting.

03/17/10 Ferraro: Saratoga Rural Preservation Company Board meeting.

03/18/10 King: Webinar of CUNY census mapping system.

03/19/10Fabozzi: Mohawk River Watershed Symposium, Union College.

03/19/10 Ferraro & King: Meeting with City of Albany Planning regarding Albany Data Book.

03/19/10 Ferraro: Discussion with NYS Ag & Markets about Transfer of Development Rights.

03/20/10 Ferraro & King: Presentation to Taiwanese American Citizens League regarding 2010 Census.

03/22/10 King: Presentation to Wynantskill senior group regarding 2010 Census presentation.

03/23/10 King & Shannon: 2010 Census booth at SUNY Albany.

03/24/10 Ferraro: City of Albany 2030 Sustainable Plan session.

03/25/10 Shannon: Albany County Stormwater Coalition meeting.

03/25/10Fabozzi: Midtown Albany Educational District Enhancement Study meeting

03/25/10Fabozzi: Presentation of Sprawl and Smart Growth at the Stakeholders Sustainable Communities Institute.

03/29/10Fabozzi: Sand Lake Hamlet Linkage Study meeting.

03/29/10 Shannon: Presentation to the Malta Town Board regarding 2010 Census and the ACS.

03/30/10 Ferraro: Meeting to discuss High Speed Rail study by US Conference of Mayors.

03/30/10Fabozzi: Sierra Club presentation on Sprawl and Smart Growth at the Colonie Library.

03/31/10Ferraro & Fabozzi: Meeting with CDTC and CDTA to discuss HUD Sustainable Communities grant.

04/01/10Fabozzi: Western/Washing Ave BRT study meeting.

04/01/10 Ferraro: Shenendehowa Futures Committee meeting.

04/01/10 King: Press conference with CDTA and Census Bureau

04/06/10 King: Presentation to the Waterford Town Board regarding 2010 Census.

04/07/10 Shannon: Schenectady County Water Quality Coordinating Committee meeting.

04/07/10 Ferraro: CDTC Planning Committee meeting.

04/08/10 Ferraro, Fabozzi, King, Reinhart & Shannon: HVCC Planning and Zoning Workshop.

04/08/10 King: Presentation to New Scotland Neighborhood Association regarding 2010 Census and ACS.

04/08/10 Shannon: Saratoga County Water Quality Coordinating Committee meeting.

04/08/10 King: United Way Community Needs Assessment Steering Committee meeting.

04/09/10 Ferraro: Capital District Library Council Trustee meeting.

04/13/10Fabozzi: CDTC Bike/Ped Taskforce meeting.

04/13/10 Ferraro: Saratoga Affordable Housing Group. Inc. Board meeting.

04/14/10: Ferraro & Fabozzi: Meeting with CDTC, CDTA and county planners to discuss HUD Sustainable Communities grant.

04/16/10Fabozzi: Albany County Water Quality Coordinating Committee meeting.

04/16/10Fabozzi: Onesquethaw-Coeymans Watershed Plan meeting.

04/21/10 Ferraro: NYS Division of Housing & Community Renewal Focus Group meeting.

04/21/10 Ferraro: Saratoga Rural Preservation Company Board meeting.

04/22/10 Shannon: Albany County Stormwater Coalition meeting.

04/22/10 Ferraro: Albany County 10 Year plan to End Homelessness Executive Committee. meeting

04/23/10 Ferraro: U-Albany Community Collaborative Exchange.

04/27/10 King: Webinar: 2010 Census Non Response Follow-Up and non-profits.

04/27/10 Shannon: SUNY Albany presentation: Impervious Surfaces and Stormwater Runoff.

04/27/10 Ferraro: Meeting with EFC re; Smart Growth Initiatives.

04/28/10 King: Webinar: Big, Bold Energy Efficiency Strategies.

04/28/10: Fabozzi & Ferraro: Meeting with CDTC and CDTA to discuss HUD Sustainable Communities grant.

04/28/10 Shannon: Webinar: Integrating urban trees into stormwater mitigation.

04/28/10 Ferraro: Canal Recreationway Comprehensive Land Management Committee meeting.

04/29/10 Shannon: Webinar: Utilizing global data mining to increase FTZ usage and local economic development.

04/30/10 Shannon: CSO Permit meeting regarding Catchbasin BMP proposal.

04/30/10 King & Ferraro: DHCR Albany County Focus Group meeting.

04/30/10 Ferraro: Meeting with Moody's to discuss regional economic trends.

04/30/10 King: DHCR Rensselaer County Focus Group meeting.

05/5/10 Ferraro: CDTC Planning Committee meeting.

05/05/10 Shannon: Schenectady County Water Quality Coordinating Committee meeting.

05/06/10 Ferraro: NYSARC Executive Director's meeting.

05/06/10Fabozzi: CDTC Regional Transportation Coordinating Council meeting.

05/07/10 King: United Way Community Needs Assessment Steering Committee meeting.