

NOTICE OF PUBLIC HEARING  
ON PROPOSED PROJECT  
AND FINANCIAL ASSISTANCE  
RELATING THERETO

Notice is hereby given that a public hearing pursuant to Section 859-a(2) of the General Municipal Law of the State of New York (the "Act") will be held by the City of Albany Industrial Development Agency (the "Agency") on the 19<sup>th</sup> day of December, 2013 at 11:30 o'clock a.m., local time, at the Albany Community Development Agency located at 200 Henry Johnson Boulevard in the City of Albany, Albany County, New York in connection with the following matters:

Albany Medical Center, a New York not-for-profit corporation (the "Company"), has presented an application (the "Application") to the Agency, a copy of which Application is on file at the office of the Agency, requesting that the Agency consider undertaking a project (the "Project") for the benefit of the Company, said Project consisting of the following: (A) (1) the acquisition of an interest in various parcels at of land containing in the aggregate approximately 0.65 acres and to be known as 391 Myrtle Avenue, currently known as a portion of 397 Myrtle Avenue (Tax Map ID # 76.22-2-47), all of 395 Myrtle Avenue (Tax Map ID # 76.22-2-46), 393 Myrtle Avenue (Tax Map ID # 76.22-2-45), 389-391 Myrtle Avenue (Tax Map ID # 76.22-2-44), 387 Myrtle Avenue (Tax Map ID # 76.22-2-43), 385 Myrtle Avenue (Tax Map ID # 76.22-2-42), portions of 152 Morris Street (Tax Map ID # 76.22-2-30), 154 Morris Street (Tax Map ID # 76.22-2-29), 156 Morris Street (Tax Map ID # 76.22-2-28), 158 Morris Street (Tax Map ID # 76.22.-2-27), 160 Morris Street (Tax Map ID # 76.22.-2-26), 164 Morris Street (Tax Map ID # 76.22.-2-25), 166 Morris Street (Tax Map ID # 76.22-2-24) and 168 Morris Street (Tax Map ID # 76.22-2-23) in the City of Albany, Albany County, New York (collectively, the "Land"), together with various existing buildings located thereon (collectively, the "Existing Facility"), (2) the demolition of the Existing Facility and the construction thereon of an approximately 135,000 square foot medical office complex (the "Facility"), and (3) the acquisition and installation therein and thereon of related fixtures, machinery, equipment and other tangible personal property, including without limitation, tenant improvements and finishes (collectively, the "Equipment") (the Land, the Existing Facility, the Facility, and the Equipment being collectively referred to as the "Project Facility"), all of the foregoing to be owned by the Company, to constitute a medical office complex and to be leased by the Company to various commercial tenants and any other directly or indirectly related activities; (B) the granting of certain "financial assistance" (within the meaning of Section 854(14) of the Act) with respect to the foregoing, including potential exemptions from certain sales and use taxes, real property taxes, real estate transfer taxes and mortgage recording taxes (collectively, the "Financial Assistance"); and (C) the lease (with an obligation to purchase) or sale of the Project Facility to the Company or such other person as may be designated by the Company and agreed upon by the Agency.

The Agency is considering whether (A) to undertake the Project, and (B) to provide certain exemptions from taxation with respect to the Project, including (1) exemption from mortgage recording taxes with respect to any documents, if any, recorded by the Agency with respect to the Project in the office of the County Clerk of Albany County, New York or elsewhere, (2) exemption from deed transfer taxes on any real estate transfers, if any, with respect to the Project, (3) exemption from sales taxes relating to the acquisition, construction, renovation and installation of the Project Facility, and (4) in the event that the Project Facility would be subject to real property taxation if owned by the Company but shall be deemed exempt from real property taxation due to the involvement of the Agency therewith, exemption from real property taxes (but not including special assessments and special ad valorem levies), if any, with respect to the Project Facility, subject to the obligation of the Company to make payments in lieu of taxes with respect to the Project Facility. If any portion of the Financial Assistance to be granted by the Agency with respect to the Project is not consistent with the Agency's uniform tax exemption

policy, the Agency will follow the procedures for deviation from such policy set forth in Section 874(4) of the Act prior to granting such portion of the Financial Assistance.

If the Agency determines to proceed with the Project, the Project Facility will be acquired, constructed, reconstructed and installed by the Agency and will be leased (with an obligation to purchase) or sold by the Agency to the Company or its designee pursuant to a project agreement (the "Agreement") requiring that the Company or its designee make certain payments to the Agency.

The Agency has not yet made a determination pursuant to Article 8 of the Environmental Conservation Law (the "SEQR Act") regarding the potential environmental impact of the Project.

The Agency will at said time and place hear all persons with views on either the location and nature of the proposed Project Facility, or the Financial Assistance being contemplated by the Agency in connection with the proposed Project. A copy of the Application filed by the Company with the Agency with respect to the Project, including an analysis of the costs and benefits of the Project, is available for public inspection during business hours at the offices of the Agency. A transcript or summary report of the hearing will be made available to the members of the Agency.

Additional information can be obtained from, and written comments may be addressed to: Michael J. Yevoli, Chief Executive Officer, City of Albany Industrial Development Agency, 21 Lodge Street, Albany, New York 12207; Telephone: 518-434-2532 ext. 19.

Dated: December 3, 2013.

CITY OF ALBANY INDUSTRIAL DEVELOPMENT  
AGENCY

BY: Michael J. Yevoli  
Chief Executive Officer