

**DRAFT - SUBJECT TO REVIEW AND REVISION**

**LOWER MANHATTAN DEVELOPMENT CORPORATION**

Meeting of the Directors  
Held at the Offices of the Corporation  
One Liberty Plaza - 20th Floor  
New York, New York 10006

November 8, 2007

**MINUTES**

**In Attendance**

**Directors:**

Avi Schick, Chairman  
Lawrence T. Babbio, Jr.  
Michael Balboni  
Amanda M. Burden  
Daniel Doctoroff  
Robert Douglass  
Robert Harding (via telephone)  
Edward Malloy  
Julie Menin  
Kevin M. Rampe (via telephone)  
William C. Rudin (via telephone)  
Martha Stark (via telephone)  
Carl B. Weisbrod  
James Whelan

**Staff Attending:**

**For Lower Manhattan Development Corporation:**

David Emil, President  
Irene Chang, General Counsel and Secretary  
of the Corporation  
Daniel Ciniello, Senior Vice President -  
Operation  
Errol Cockfield, Senior Vice President for  
Communications and Community Relations  
Stephen Konopko, Vice President - Internal  
Audit  
Eileen McEvoy, Assistant Secretary  
Robert Miller, Chief Financial Officer  
Avalon Simon - Paralegal  
Andrew C. Wu, Deputy General Counsel

Other Staff

**For Assembly Speaker Sheldon Silver:**

Judy Rapfogel

**Counsel to the Board:**

Caitlin Halligan, Weil, Gotshal & Manges

**For the Lower Manhattan Construction Command Center:**

Daniel McCormack, First Deputy Director  
Robert Harvey, Deputy Executive Director for  
Capital Planning & Construction

**For Empire State Development Corporation:**

Shafali Puri, Senior Advisor to President  
and Chief Operating Officer

**Also Present:**

The Public  
The Media and Press

The meeting of the Lower Manhattan Development Corporation ("LMDC") was called to order at 8:10 a.m. It was noted for the record that notice to the public and news media of the time and place of the meeting had been given in compliance with the New York State Open Meetings Law.

The first order of business was the approval of the Minutes of the July 18, 2007 Directors' Meeting.

There being no corrections, additions or deletions, upon motion duly made and seconded, the following resolution was unanimously adopted:

APPROVAL OF MINUTES AND RATIFICATIONS OF ACTIONS TAKEN AT THE JULY 18, 2007 MEETING OF THE DIRECTORS OF THE LOWER MANHATTAN DEVELOPMENT CORPORATION

---

RESOLVED, that the minutes of the meeting of the Corporation held on July 18, 2007, as presented to this meeting, are hereby approved and all actions taken by the Directors presented at such meeting, as set forth in such minutes, are hereby in all respects and approved as actions of the Corporation.

\* \* \*

Chairman Schick opened his report by noting that last week, LMDC put out its final mitigation report on the Vesey stairs. Chairman Schick explained that LMDC, working with the Port Authority and the Memorial Foundation, drew up a plan that will permit the redevelopment to go forward and at the same time will retain the memory of what happened that day and the experience of the survivors.

Next, the Chairman provided a detailed update on the most recent activities at 130 Liberty Street.

Lastly, Chairman Schick reported that Weil Gotshal, the

founding counsel of the Board, was once again representing LMDC. Chairman Schick explained that Ira Millstein had taken a hiatus to engage in other activities last year but, now he and his partner Caitlin Halligan will be representing LMDC going forward.

The Chairman then asked Director Babbio to provide the Audit and Finance Report. Director Babbio reported that the Committee had met numerous times since the last Directors' meeting to review, among other things, the 16 items being presented for consideration today and that the Committee is satisfied that all of the items should move forward.

Director Babbio further noted that, in accordance with the LMDC Emergency Authorization Procedures, the Committees' Chairmen were notified by management of two emergency actions which the Chairmen concurred in.

Those emergency actions, he noted, were the execution of a contract for services regarding 130 Liberty Street and an amendment to a consulting agreement for construction coordination services in Lower Manhattan. Both actions, he added, are being considered for ratification by the Board today.

Director Babbio went on to note that the Committee also reviewed various other budget-related reports, including the budget variance report for the period ending September 30, 2007. He explained that in this instance, because of staff vacancies and reduced spending in areas such as communications, LMDC expenditures were below budget.

Next, Mr. Emil presented an overall report on the six resolutions relating to LMDC's ongoing project at 130 Liberty.

Mr. Emil opened by noting, in part, that since the fire on August 18<sup>th</sup>, the principal work of abatement and deconstruction have been suspended while LMDC engages in activities to address the damage created by the fire and respond to the needs identified by the Fire and Building Departments about how to best to move forward on taking down the building.

Mr. Emil then went on to outline each of the requests in detail. Following this presentation, the Chairman called for questions or comments with regard to all of the authorizations requested.

Director Menin, inquiring with regard to the Regional Scaffolding and Safeway request, asked what the related services

mentioned in the Directors' materials might include.

Mr. Emil explained that that term would include the required hoists and the related engineering services associated with the safety of same. Director Weisbrod then asked specifically if the aforementioned related services were solely limited to the engineering services needed to maintain the hoists and he was informed that that was the case.

Director Doctoroff then noted that while he is supportive of each of the items, he believes it is time to see a detailed cash forecast of what LMDC expects to spend on 130 Liberty, broken down by each item and what the various options are for obtaining the financing for 130 Liberty. Chairman Schick described the various components needed to provide such a schedule. He added that it is expected that the Directors will have it several weeks before the December 18<sup>th</sup> Directors' meeting.

Director Malloy then asked for a description of the services that will be provided going forward with the additional money and how they differ from before the fire.

Mr. Emil explained that more money is needed because there

is a longer period of time contemplated for the services than originally expected. Mr. Emil added that six new positions were added including a full-time safety person. Chairman Schick then explained that the intensity and frequency of the meetings required with the various entities since the fire was another reason that more funding is required.

There being no further questions or comments, the Chairman read each of the relevant resolutions into the record and a vote was taken after each recitation. Therefore, upon separate motions duly made and seconded, the following resolutions were unanimously adopted:

Authorization to Amend Contract with TRC Engineers, Inc.

---

RESOLVED, that the Corporation is hereby authorized to amend its agreement with TRC Engineers, Inc. for environmental testing and consulting services at 130 Liberty Street, to increase the authorized expenditures thereunder by up to \$5,809,675, which will bring the total aggregate funding authorized for the RFQ pool of environmental testing and consulting services to \$27,265,396, and to extend the term of such agreement through March 31, 2008, as described in the materials presented to this meeting; and be it

FURTHER RESOLVED, that the expenditures approved hereby shall be allocated from funds included in Partial Action Plan 7 and that the Corporation shall seek recovery of these funds through indemnity or insurance claims to the extent possible; and be it

FURTHER RESOLVED, that the proper officers of the Corporation are hereby authorized to take any such action and to

execute such instruments as may be necessary or appropriate to effect the foregoing.

\* \* \*

Authorization to Amend Contract with URS Corporation

---

RESOLVED, that the Corporation is hereby authorized to amend its agreement with URS Corporation for owners representative and construction management services at 130 Liberty Street, to increase the authorized expenditures thereunder by an additional \$1,724,971 to an amount not to exceed \$13,744,988 in the aggregate, as described in the materials presented to this meeting; and be it

FURTHER RESOLVED, that the expenditures approved hereby shall be allocated from funds included in Partial Action Plan 7 and that the Corporation shall seek recovery of these funds through indemnity or insurance claims to the extent possible; and be it

FURTHER RESOLVED, that the proper officers of the Corporation are hereby authorized to take any such action and to execute such instruments as may be necessary or appropriate to effect the foregoing.

\* \* \*

Authorization to Amend Contract with Regional Scaffolding & Hoisting Co., Inc. and Safeway Environmental Corp.

---

RESOLVED, that the Corporation is hereby authorized to amend its agreement with Regional Scaffolding & Hoisting Co., Inc. and Safeway Environmental Corp., to increase the authorized expenditures thereunder by an additional \$551,849 to an amount not to exceed \$15,713,229 in the aggregate, and to extend the term of such agreement through March 31, 2008, as described in the materials presented to this meeting; and be it

FURTHER RESOLVED, that the expenditures approved hereby shall be allocated from funds included in Partial Action Plan 7 and that the Corporation shall seek recovery of these funds

through indemnity or insurance claims to the extent possible; and be it

FURTHER RESOLVED, that the proper officers of the Corporation are hereby authorized to take any such action and to execute such instruments as may be necessary or appropriate to effect the foregoing.

\* \* \*

Authorization to Amend Contract with Stier Anderson LLC

---

RESOLVED, that the Corporation is hereby authorized to amend its agreement with Stier Anderson LLC for integrity monitoring and related services to increase the authorized expenditures thereunder by up to \$460,000, in relation to integrity monitoring services generally, and to increase the authorized expenditures thereunder by up to \$840,000 in relation to fire-related integrity monitoring services at 130 Liberty Street, to an amount not to exceed \$3,155,000 in the aggregate, and to extend the term of such agreement through March 31, 2008, as described in the materials presented to this meeting; and be it

FURTHER RESOLVED, that the expenditures approved hereby shall be allocated from funds included in Partial Action Plan 7. The Corporation shall seek recovery of these funds through indemnity or insurance claims to the extent possible; and be it

FURTHER RESOLVED, that the proper officers of the Corporation are hereby authorized to take any such action and to execute such instruments as may be necessary or appropriate to effect the foregoing.

\* \* \*

Authorization to Amend Contract with ImageNet Litigation Support

---

RESOLVED, that the Corporation is hereby authorized to amend its agreement with ImageNet Litigation Support dated October 2007 for document copying, imaging, and related services to increase the authorized expenditure thereunder by up to

\$65,000, to an amount not to exceed \$100,000 in the aggregate, as described in the materials presented to this meeting; and be it

FURTHER RESOLVED, that the expenditures approved hereby shall be allocated from funds included in the Legal Affairs Department Budget for FY2007-08, and through Partial Action Plan 7 as may be appropriate and that the Corporation shall seek recovery of these funds through indemnity or insurance claims to the extent possible; and be it

FURTHER RESOLVED, that the proper officers of the Corporation are hereby authorized to take any such action and to execute such instruments as may be necessary or appropriate to effect the foregoing.

\* \* \*

Ratification of Contract with Dechert LLP and Authorization to Amend Contract with Dechert LLP

---

RESOLVED, that (i) the agreement entered into by the Corporation with Dechert LLP for legal advice and services relating to 130 Liberty Street in an amount not to exceed \$250,000, as described in the materials presented to this meeting, is hereby ratified and approved in all respects and (ii) the Corporation is hereby authorized to further amend such agreement to increase the total authorized expenditures thereunder by up to \$750,000, to an amount not to exceed \$1,000,000 in the aggregate, as described in the materials presented to this meeting; and be it

FURTHER RESOLVED, that the expenditures approved hereby shall be allocated from funds in the Legal Affairs Department Budget for FY2007-2008 and through Partial Action Plan 7 as may be appropriate and that the Corporation shall seek recovery of these funds through indemnity or insurance claims to the extent possible; and be it

FURTHER RESOLVED, that the proper officers of the Corporation are hereby authorized to take any such action and to execute such instruments as may be necessary or appropriate to effect the foregoing.

\* \* \*

Chairman Schick then presented a report on the status of the Community Enhancement Fund which included an outline of the RFP process involved in selecting the grant recipients.

Chairman Schick's report also provided the name of each of the 33 grant recipients, the amount of the grant and the proposed use for each grant.

Following his full report, Chairman Schick called for questions or comments on same.

Director Rudin asked what the plan was for the remaining funds. Chairman Schick explained that the approximately \$8,000,000 remaining will be pooled with the \$8,000,000 remaining from 2006. The use of the remaining cultural funds, he explained, will be determined at a future date.

Director Malloy commended the Committee for including the Nontraditional Employment for Women Group as a grant recipient. He added that it is a great program which functions throughout the New York City area. Chairman Schick noted his agreement with Director Malloy's statement and added that while this program operates City wide, this grant is specifically intended

to assist only the branch of the program working in the Lower Manhattan area.

There being no further questions or comments, Chairman Schick read the relevant resolution into the record and asked the Directors to note their recusals. The recusals were as follows: Director Weisbrod - WNYC and the 92<sup>nd</sup> Street Y; Director Malloy - Nontraditional Employment; Director Rudin - Alliance for Downtown and the Battery Conservancy; Director Menin - Alliance for Downtown and Battery Conservancy; Director Douglass - Alliance for Downtown and Battery Conservancy. Then upon motion duly made and seconded, the following resolution was unanimously adopted (subject to the recusals as noted):

Community Enhancement Fund

---

RESOLVED, that grants totaling an amount up to \$37,112,000 out of the \$45,000,000 Community Enhancement Fund allocated as a part of the Final Action Plan, as described in the materials presented to this meeting, are hereby approved; and be it

FURTHER RESOLVED, that prior to the expenditure of any amounts of the Community Enhancement Fund, (i) the Board of Directors shall have approved each such expenditure and the agreements to be entered into connection therewith, in each case in accordance with applicable policies of the Corporation, and (ii) related approvals as may be required shall have been obtained; and be it

FURTHER RESOLVED, that the proper officers of the Corporation are hereby authorized to take any such action and to execute such instruments as may be necessary or appropriate to effect the foregoing.

\* \* \*

Mr. Emil then asked the Directors to authorize LMDC to amend its contract with Amy Stursberg, also in connection with the Community Enhancement Fund.

Following this presentation, Chairman Schick noted that the resolution is as noted in the materials and upon motion duly made and seconded, the following resolution was unanimously adopted:

Authorization to Amend Contract with Amy Stursberg

---

RESOLVED, that the Corporation is hereby authorized to amend its agreement with Amy Stursberg for consulting services and related expenditures, to increase the authorized expenditures thereunder by an additional \$15,000 to an amount not to exceed \$115,000 in the aggregate, as described in the materials presented to this meeting; and be it

FURTHER RESOLVED, that the expenditures approved hereby shall be allocated from funds for the Community Enhancement Fund Program in the Final Action Plan; and be it

FURTHER RESOLVED, that the proper officers of the Corporation are hereby authorized to take any such action and to execute such instruments as may be necessary or appropriate to effect the foregoing.

\* \* \*

Next, Ms. Chang asked the Directors to approve the Record of Decision and Findings Statement for the East River Waterfront

Esplanade and Piers Project; Authorize LMDC to issue the Final Conformity Determination under the Clean Air Act and to take other related actions.

Following Ms. Chang's presentation, Director Weisbrod noted his opinion that of all of the projects undertaken since 9/11, outside of the World Trade Center itself, this will be the most transformative. Chairman Schick noted his agreement.

Director Rudin inquired as to the timeframe for beginning construction and for completing this Project.

Director Doctoroff explained that construction will start on pieces of the Project relatively shortly with the bulk of construction beginning in 2009. He further noted that in order to move ahead quickly, LMDC needs to obtain certain permits from the State DEC and that Chairman Schick has been very helpful in working with the DEC in this regard.

Director Rudin added that as the anticipated employment shifts begin to move the working population from the East to West, this Project will go along easy in creating a better environment. He added that this will help to mitigate certain issues that will develop on the east side as a result of the

shift.

There being no further questions or comments, the Chairman read the heading to the relevant resolution into the record, and upon motion duly made and seconded, the following resolutions were unanimously adopted:

Approval of the Record of Decision and Findings Statement for the East River Waterfront Esplanade and Piers Project; Authorization to Issue Final Conformity Determination Under the Clean Air Act; Authorization to Take Other Related Actions

---

RESOLVED, that, on the basis of the materials presented at this meeting, copies of which are hereby ordered filed with the records of the Corporation, the Corporation hereby approves and adopts the Record of Decision and Findings Statement (ROD) for the East River Waterfront Esplanade and Piers Project in the form submitted at this meeting and finds that the ROD meets the applicable requirements of the National Environmental Policy Act, the New York State Environmental Quality Review Act, the Coastal Zone Management Act and other applicable laws and regulations, a copy of which ROD is hereby is hereby ordered filed with the records of the Corporation; and be it

FURTHER RESOLVED, that the President of the Corporation or his designee is hereby authorized to take all such action as may be necessary or appropriate in connection with the ROD or any appendices thereto pursuant to the National Environmental Policy Act, the National Historic Preservation Act, the Coastal Zone Management Act, the New York State Environmental Quality Review Act, the New York State Historic Preservation Act, and any other applicable laws and regulations, including without limitation, the providing, filing or making available of copies of the ROD and/or digests thereof, the publication of the notices relating to the ROD, and the making of a report or reports to the Board of Directors on written comments received respecting the ROD; and be it

FURTHER RESOLVED, that the President of the Corporation or his designee is authorized to issue and release a Final Conformity Determination under the Clean Air Act and to take such other action as deemed necessary or appropriate in connection with such determination in the form attached to the ROD, including, without limitation, the publication of notices and the making of a report or reports to the Board of Directors; and be it

FURTHER RESOLVED, that the President of the Corporation or his designee is hereby authorized to execute and deliver any and all documents and take all related actions as he may in his sole discretion consider necessary or appropriate to effectuate the foregoing resolutions.

\* \* \*

Mr. Emil then provided a report and requested authorization with regard to four contract items. Among other things, Mr. Emil explained, with regard to all of the contracts, that they involve extensions and do not require additional funding.

Following Mr. Emil's presentation, the Chairman called for a motion to approve all four items. Upon motion duly made and seconded, the following resolutions were unanimously adopted:

Authorization to Amend Contracts for Economic Impact Analysis Consulting Services

---

RESOLVED, that the Corporation is hereby authorized to amend its agreements with Hugh O'Neill Ltd d/b/a Appleseed, Economic Research Associates, and The Louis Berger Group, Inc. for economic impact analysis consulting services, to extend the term of such agreements by an additional one-year period through December 31, 2008, as described in the materials presented to this meeting; and be it

FURTHER RESOLVED, that the proper officers of the Corporation are hereby authorized to take any such action and to execute such instruments as may be necessary or appropriate to effect the foregoing.

\* \* \*

Authorization to Amend Contract with Smith-Miller+Hawkinson

---

RESOLVED, that the Corporation is hereby authorized to amend its agreement with Smith-Miller+Hawkinson for design work and related services on Louise Nevelson Plaza, to extend the term of such agreement by an additional two-year period through December 31, 2009, as described in the materials presented to this meeting; and be it

FURTHER RESOLVED, that the proper officers of the Corporation are hereby authorized to take any such action and to execute such instruments as may be necessary or appropriate to effect the foregoing.

\* \* \*

Authorization to Amend Contract with Whirlwind Creative

---

RESOLVED, that the Corporation is hereby authorized to amend its agreement with Whirlwind Creative for exhibition services, to extend the term of such agreement for an additional six-month period through March 31, 2008, as described in the materials presented to this meeting; and be it

FURTHER RESOLVED, that the proper officers of the Corporation are hereby authorized to take any such action and to execute such instruments as may be necessary or appropriate to effect the foregoing.

\* \* \*

Modification of CITYarts Mural Location

---

RESOLVED, that existing authorization to enter into a subrecipient agreement with CITYarts, Inc. is hereby modified by changing the mural location from its previously authorized location to Baruch Playground located at the end of Baruch Drive between Stanton and Margin Streets, as described in the materials presented to this meeting; and be it

FURTHER RESOLVED, that the proper officers of the Corporation are hereby authorized to take any such action and to execute such instruments as may be necessary or appropriate to effect the foregoing.

\* \* \*

Mr. Emil then presented information with regard to five LMCCC authorization requests.

First, Mr. Emil asked the Directors to ratify a contract amendment and authorize LMDC to amend its contract with LiRo Program and Construction Management.

Following this presentation, Chairman Schick read the relevant resolution into the record. He then pointed out that LMDC's funding commitment is contingent upon funds coming from the Port Authority and the MTA.

The Chairman then called for questions or comments on the foregoing. Hearing none and upon motion duly made and seconded, the following resolution was unanimously adopted:

Ratification of Contract Amendment and Authorization to Amend Contract with LiRo Program and Construction Management

---

RESOLVED, that (i) the \$250,000 amendment entered into by the Corporation with respect to its existing agreement with LiRo Program and Construction Management, as described in the materials presented to this meeting, is hereby ratified and approved in all respects and (ii) the Corporation is hereby authorized to further amend such agreement to increase the authorized expenditures thereunder by an additional \$750,000 to an amount not to exceed \$5,250,000 in the aggregate and to extend the term for an additional four and a half months through March 31, 2008, as described in the materials presented to this meeting; and be it

FURTHER RESOLVED, that the expenditures approved hereby shall be allocated from Lower Manhattan Construction Command Center's grants from The Port Authority of New York and New Jersey, the Metropolitan Transportation Authority, and the New York State Department of Transportation; and be it

FURTHER RESOLVED, that the proper officers of the Corporation are hereby authorized to take any such action and to execute such instruments as may be necessary or appropriate to effect the foregoing.

\* \* \*

Mr. Emil then asked the Directors to authorize LMDC to amend its grant agreement with the City of New York for the Construction Permit Enforcement Task Force.

Following this presentation, Chairman Schick read the relevant resolution into the record. At that point, he thanked Bob Harvey and Josh Rosenbloom for their successful effort in

this regard. He then called for questions or comments. Hearing none and upon motion duly made and seconded, the following resolution was unanimously adopted:

Authorization to Amend Grant Agreement with the City of New York for Construction Permit Enforcement Taskforce

---

RESOLVED, that the Corporation is hereby authorized to amend the grant agreement with the City of New York for Lower Manhattan Construction Command Center's Construction Permit Enforcement Taskforce to increase the authorized amount by an additional \$1,498,000 to an aggregate amount not to exceed \$3,639,000 and extend the term for an additional one-year period through December 31, 2008, as described in the materials presented to this meeting; and be it

FURTHER RESOLVED, that the expenditures approved hereby shall be conditioned upon receipt of contributions by The Port Authority of New York and New Jersey, the Metropolitan Transportation Authority and the New York State Department of Transportation; and be it

FURTHER RESOLVED, that the proper officers of the Corporation are hereby authorized to take any such action and to execute such instruments as may be necessary or appropriate to effect the foregoing.

\* \* \*

The Directors were then requested to authorize LMDC to amend its contract for air quality monitoring with BEMS Systems, Inc.

Following the presentation, the Chairman called for questions or comments and Director Menin asked if any of the

locations for the air monitors had been changed. Mr. Emil told her they had not.

The Chairman then read the relevant resolution into the record, and upon motion duly made and seconded, the following resolution was unanimously adopted:

Authorization to Amend Contract for Air Quality Monitoring

---

RESOLVED, that the Corporation is hereby authorized to amend its agreement with BEM Systems, Inc. for the Air Quality Monitoring Program and related environmental services, to increase the total authorized expenditures thereunder by an additional \$216,348 to an amount not to exceed \$1,220,483 in the aggregate, and to extend the term of such agreement through July 5, 2008, as described in the materials presented to this meeting; and be it

FURTHER RESOLVED, that the expenditures approved hereby shall be allocated from Lower Manhattan Construction Command Center's grants from The Port Authority of New York and New Jersey, the Metropolitan Authority and the New York State Department of Transportation; and be it

FURTHER RESOLVED, that the proper officers of the Corporation are hereby authorized to take any such action and to execute such instruments as may be necessary or appropriate to effect the foregoing.

\* \* \*

Mr. Emil then asked the Directors to authorize LMDC to enter into Subrecipient Agreement with the City University of New York and Building Trades Employers' Association for the Construction Cost Estimators Training Program.

The Chairman called for questions or comments. Hearing none, and upon motion duly made and seconded, the following resolution was unanimously adopted:

Authorization to Enter into Subrecipient Agreements with  
The City University of New York and Building Trades  
Employers' Association for Construction Cost Estimators  
Training Program

---

RESOLVED, that the Corporation is hereby authorized to enter into a subrecipient agreement with each of (i) The City University of New York on behalf of the Borough of Manhattan Community College and (ii) the Building Trades Employers' Association, to provide funds for a Construction Cost Estimators Training Program, as described in the materials presented to this meeting; and be it

FURTHER RESOLVED, that the amounts to be expended the Corporation pursuant to such subrecipient agreements shall not exceed \$100,000 in the aggregate, which expenditures shall be allocated from federal Department of Housing and Urban Development funds provided by the Corporation to Lower Manhattan Construction Command Center for the Opportunity Downtown Program; and be it

FURTHER RESOLVED, that the proper officers of the Corporation are hereby authorized to take any such action and to execute such instruments as may be necessary or appropriate to effect the foregoing.

\* \* \*

Lastly, Mr. Emil asked the Directors to authorize LMDC to amend a contract for Communications and Related Services.

Mr. Emil noted among other things, that this item was an extension requiring no additional funding.

Following the presentation, Chairman Schick called for questions or comments. Hearing none, and upon motion duly made and seconded, the following resolution was unanimously adopted:

Authorization to Amend Contract for Communications and Related Services

---

RESOLVED, that the Corporation is hereby authorized to amend its agreement with Daniel J. Edelman, Inc. for communications and related services, to extend the term of such agreement for a one-month period through December 31, 2007, as described in the materials presented to this meeting; and be it

FURTHER RESOLVED, that the proper officers of the Corporation are hereby authorized to take any such action and to execute such instruments as may be necessary or appropriate to effect the foregoing.

\* \* \*

Chairman Schick then noted that the next Directors' meeting will be on December 18<sup>th</sup>. Chairman Schick then invited the Directors to an event to be held later that day at 3:00 o'clock at LMDC with some of the Community Enhancement Fund grant recipients.

There being no further business, the meeting was adjourned  
at 9:26 a.m.

Respectfully submitted,

Eileen McEvoy  
Assistant Secretary