

**RESOLUTION APPROVING THE EXECUTION AND DELIVERY OF A PRELIMINARY SALES TAX EXEMPTION AGREEMENT WITH REGARD TO LINZER PRODUCTS CORP. WITH RESPECT TO A MANUFACTURING WAREHOUSE AND DISTRIBUTION FACILITY LOCATED IN THE TOWN OF BABYLON**

**WHEREAS**, pursuant to a resolution of the Town of Babylon Industrial Development Agency (the "Agency"), dated August 26, 2020 the Agency authorized the grant of certain financial assistance to Linzer Products Corp., a corporation organized and existing under the laws of the State of New York, (the "Company") with respect to a project (the "Project") consisting of the reconstruction, renovation and equipping of a 166,000 square foot building and the construction and equipping of an approximately 30,000 square foot addition thereto, located on that certain lot, piece or parcel of land (the "Land") generally known as and located at 248 Wyandanch Avenue in West Babylon, New York (the "Facility"), all for use by the Company as a manufacturing, warehouse and distribution facility in its business of manufacturing professional paint products including paint brushes, paint rollers and paint trays and distribution of a multitude of related products; and

**WHEREAS**, in connection with the Project the Company desires to commence certain preliminary actions relating to the Project including the acquisition of certain equipment and materials; and

**WHEREAS**, prior to the execution and delivery of final documents and agreements in connection with the Project, the Company has requested that the Agency enter into a Preliminary Sales Tax Exemption Agreement and certain related documents (the "Interim Documents") with respect to the Project.

**NOW, THEREFORE, BE IT RESOLVED** by the Agency, as follows:

Section 1. For purposes of providing the terms and conditions for which the Company, will receive the benefit of certain New York State and local sales and use tax exemptions in connection with the Project, the Interim Documents in such form as the Chief Executive Officer of the Agency shall (with the advice of Agency counsel) deem advisable, be, and the same are, hereby approved; and the Chief Executive Officer of the Agency is hereby authorized and directed to execute, acknowledge and deliver the Interim Documents in the name of the Agency. The New York State and local sales and use tax abatements granted under the Interim Documents shall not exceed \$138,000 in the aggregate and, in the event of a straight lease transaction is not consummated by the Company, the Agency shall recapture all New York State and local sales and use tax benefits granted under the Interim Documents. The execution and delivery of the Interim Documents shall be conclusive evidence of due authorization and approval of the Interim Documents in their respective final form.

Section 2. This Resolution shall take effect immediately.

STATE OF NEW YORK)  
 ) ss:  
COUNTY OF SUFFOLK)

I, Paulette L. Moses the duly elected, qualified and acting Secretary of the Town of Babylon Industrial Development Agency (the "Agency"), hereby certify that:

1. The foregoing is a true, correct and complete copy of the record of proceedings of the Agency had and taken at a lawful meeting of the Agency held remotely on September 16, 2020 through a video conference link and a call-in number pursuant to Executive Order 202.1 (2020), issued by the Governor of the State of New York, commencing at the hour of 8:00 A.M., as recorded in the regular official book of the proceedings of the Agency, those proceedings were duly had and taken as shown therein, the meeting shown therein was duly held, and the persons named therein were present at that meeting as shown therein.

2. All members of the Agency and the public were duly notified of that meeting, pursuant to law.

IN WITNESS WHEREOF, I have signed this certificate and affixed the seal of the Agency this 16th day of September 2020.

Paulette L. Moses  
Secretary, Town of Babylon Industrial Development Agency

(SEAL)