

## City of Port Jervis, New York

### RESOLUTION – THE COMMON COUNCIL OF THE CITY OF PORT JERVIS, NEW YORK IN SUPPORT OF THE APPLICATION TO DEVELOP AND OPERATE A DESTINATION CASINO RESORT ON LAND LOCATED IN THE TOWN OF TUXEDO BY RW ORANGE COUNTY LLC

**WHEREAS**, on March 31, 2014, the New York Gaming Facility Location Board (the “**State Gaming Board**”) issued a Request for Applications to Develop and Operate a Gaming Facility in New York State (the “**RFA**”) pursuant to The Upstate New York Gaming Economic Development Act of 2013; and

**WHEREAS**, RW Orange County LLC, its affiliates and principals, are qualified applicants with substantial experience in financing, developing and operating entertainment, restaurant and gaming facilities; and

**WHEREAS**, RW Orange County LLC has stated an intent to file an application with the State Gaming Board in response to the RFA (the “**Application**”) seeking a license to develop and operate a Gaming Facility, with a hotel and other amenities, including retail space and entertainment venues (the “**Gaming Project**”) on the Project Site. As a condition of filing its application with the State Gaming Board, RW Orange County LLC is required to demonstrate community support for its application; and

**WHEREAS**, the City of Port Jervis Common Council has discussed matters relating to the potential location of certain types of gaming or casino facilities in Orange County New York; and

**WHEREAS**, the City of Port Jervis Common Council recognizes the uniqueness of the Project Site, the qualifications of RW Orange County LLC and the opportunity the Gaming Project represents to Orange County; and

**WHEREAS**, by encouraging the development and operation of the Gaming Project at the Project Site by RW Orange County LLC, the Town of Tuxedo, the Villages within the Town and the County of Orange will substantially expand their tourism base by providing services and overnight accommodations for visitors as part of a balanced economy and will expand the tax base of the Town, the Villages within the Town, and the County. In addition, the City of Port Jervis Common Council believes that the development and operation of the Gaming Project at the Project Site would have a

positive impact on Orange County, New York, and surrounding communities including the City of Port Jervis, through the increase of property tax revenues and the expansion of employment opportunities for the citizens of Orange County, New York; and

**WHEREAS**, such project, even if approved for a license by the State Gaming Board, would still be required to comply with the local planning, zoning and environmental review process in the Town of Tuxedo for all appropriate approvals in order to ensure the protection of the health, safety and welfare of the residents of the community; and

**WHEREAS**, the City of Port Jervis Common Council recognizes a land owner's right to develop and has no opposition to development, as long as the development is a responsible one that complies with the all applicable laws and ensures proper protections of our cherished resources and that the public interest is protected; and

**WHEREAS**, the City of Port Jervis Common Council is in full support of the Gaming Project and RW Orange County LLC's Application to the State Gaming Board for a license to develop and operate the Gaming Facility at the Project Site; and

**NOW THEREFORE IT IS HEREBY RESOLVED**, that in furtherance of the above goals, the City of Port Jervis Common Council hereby supports to the location of the Gaming Project on the Project Site within the Town of Tuxedo, and

**BE IT FURTHER RESOLVED**, that the City of Port Jervis Common Council fully supports the Application to be filed by RW Orange County LLC with the Town Board of the Town of Tuxedo for the development and operation of the Gaming Project on the Project Site and fully supports and encourages the development and operation of the Gaming Project on the Project Site by RW Orange County LLC and its successors and assigns, and

**BE IT FURTHER RESOLVED**, that this Resolution is intended to satisfy the eligibility requirements of NYS Racing, Pari-Mutuel Wagering and Breeding Law § 1314(2) and specifically to satisfy the condition of local support for the gaming license applicant, and

**BE IT FURTHER RESOLVED**, that the City Clerk is hereby directed to forward a copy of this resolution to the State Gaming Board and the Clerk of the City of Port Jervis Common Council and moves its adoption.

Motion by: Frank Bell      Second by: Stanley Siegel

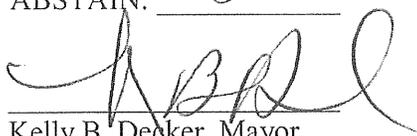
PASSED AND ADOPTED on this 23<sup>rd</sup> day of June 2014, by the following vote:

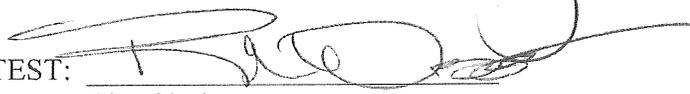
AYES: 7

ABSENT: 0

NOES: 1

ABSTAIN: 0

  
Kelly B. Decker, Mayor

ATTEST:   
City Clerk

**RESOLUTION 3 VILLAGE BOARD OF THE  
VILLAGE OF GREENWOOD LAKE, NEW YORK IN  
SUPPORT OF THE APPLICATION TO DEVELOP  
AND OPERATE A DESTINATION CASINO RESORT  
ON LAND LOCATED ADJACENT TO NEW YORK  
STATE HIGHWAY ROUTE 17A IN THE TOWN OF  
TUXEDO BY RW ORANGE COUNTY LLC**

On a motion by Trustee SELLIER,  
Seconded by TRUSTEE HOWLEY,  
the Village Board resolves the following:

**WHEREAS**, on March 31, 2014, the New York Gaming Facility Location Board (the “**State Gaming Board**”) issued a Request for Applications to Develop and Operate a Gaming Facility in New York State (the “**RFA**”) pursuant to The Upstate New York Gaming Economic Development Act of 2013; and

**WHEREAS**, RW Orange County LLC, an affiliate of Genting Americas Inc., has entered into contracts relating to purchase of land in the Town of Tuxedo, County of Orange, known as Tax IDs 1-1-52.25, 1-1-36.32, 1-1-59.2, 1-1-52.26 and 1-1-37.2 on the Orange County website (the “**Project Site**”), which Project Site is situated on New York State Route 17A approximately two and one half miles northwest of the intersection of New York State Route 17 and New York State Route 17A; and

**WHEREAS**, RW Orange County LLC, its affiliates and principals, are qualified applicants with substantial experience in financing; developing and operating entertainment, restaurant and gaming facilities; and

**WHEREAS**, RW Orange County LLC has stated an intent to file an application with the State Gaming Board in response to the RFA (the “**Application**”) seeking a license to develop and operate a Gaming Facility, with a hotel and other amenities, including retail space and entertainment venues (the “**Gaming Project**”) on the Project Site, and as a condition of filing its application with the State Gaming Board, RW Orange County LLC is required to demonstrate community support for its application; and

**WHEREAS**, the Town Council of the Town of Tuxedo has passed a resolution declaring its full support of the Gaming Project and RW Orange County LLC’s Application to the State Gaming Board for a license to develop and operate the Gaming Facility at the Project Site; and

**WHEREAS**, the Village of Greenwood Lake is geographically proximate to the Project Site; and

**WHEREAS**, the Village Board has discussed matters relating to the potential location of certain types of gaming or casino facilities at the Project Site; and

**WHEREAS**, the Village Board recognizes the uniqueness of the Project Site, the

qualifications of RW Orange County LLC and the opportunity the Gaming Project represents to the Village of Greenwood Lake; and

**WHEREAS**, by encouraging the development and operation of the Gaming Project at the Project Site by RW Orange County LLC, the Village of Greenwood Lake and the greater County of Orange will substantially expand the tourism base by providing services and overnight accommodations for visitors as part of a balanced economy and will otherwise expand the tax base of the Village and the County, and in addition, the Village Board believes that the development and operation of the Gaming Project at the Project Site would have a positive impact on Orange County, New York and the communities surrounding site, including the Village of Greenwood Lake, through the increase of property tax revenues and the expansion of employment opportunities for the citizens of Orange County, New York; and

**WHEREAS**, the Village Board recognizes a land owner's right to develop and has no opposition to development, as long as the development is a responsible one that complies with the all applicable laws and ensures proper protections of our cherished resources and that the public interest is protected; and

**WHEREAS**, any such project, even if approved for a license by the State Gaming Board, would still be required to comply with the appropriate local planning, zoning and environmental review process for all appropriate approvals in order to ensure the protection of the health, safety and welfare of the residents of the community; and

**WHEREAS**, the Village Board is in full support of the Gaming Project and RW Orange County LLC's Application to the State Gaming Board for a license to develop and operate the Gaming Facility at the Project Site; and

**NOW THEREFORE IT IS HEREBY RESOLVED**, that the Village Board of the Village of Greenwood Lake fully supports the Application to be filed by RW Orange County LLC with the Board for the development and operation of the Gaming Project on the Project Site and fully supports and encourages the development and operation of the Gaming Project on the Project Site by RW Orange County LLC and its successors and assigns, and

**BE IT FURTHER RESOLVED**, that this Resolution is intended to satisfy the eligibility requirements of NYS Racing, Pari-Mutuel Wagering and Breeding Law §1314(2) and specifically to satisfy the condition of local support for the gaming license applicant, and

**BE IT FURTHER RESOLVED**, that the Village Clerk is hereby directed to forward a copy of this resolution to the State Gaming Board and the Clerk of the Village of Greenwood Lake and moves its adoption.

ROLL CALL VOTE:

AYE

NAY

TRUSTEE SELLIER

X

TRUSTEE HOWLEY

X

TRUSTEE HOLDER

X

TRUSTEE KELM

X

**MOTION CARRIED**

The foregoing resolution was thereupon declared duly adopted on [ JUNE 16 ], 2014.

*Certified  
6-17-14  
John Olson  
Village Clerk/Treas*