

**BUILD NYC RESOURCE CORPORATION**  
**PROJECT COST/BENEFIT ANALYSIS**  
**September 15, 2022**

**APPLICANT**

**VOCAL-NY**

300 Douglass Street  
Brooklyn, NY 11217

**PROJECT LOCATION**

300 Douglass Street  
Brooklyn, NY 11217

**A. Project Description:**

The applicant is Voices of Community Activists & Leaders (VOCAL-NY), Inc. (the "Organization"), a New York not-for profit corporation exempt from federal taxation pursuant to Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, (the "Code"). The Organization is a grassroots membership organization that provides supportive services to people affected by HIV/AIDS, drug use, homelessness, and mass incarceration. The Organization is seeking approximately \$8,750,000 in tax-exempt bonds qualified 501(c)(3) bonds and/or taxable bonds (collectively, the "Bonds"). Proceeds of the Bonds will be used as a part of a plan to: (i) finance the acquisition of an approximately 6,000 square foot, two-story building located on an approximately 3,000 square foot parcel of land located at 300 Douglass Street, Brooklyn, New York (the "Facility"); (ii) refinance debt for the renovation, furnishing, and equipping of the Organization's new headquarters located at the Facility; and (iii) pay certain costs related to the issuance of the Bonds ((i),(ii), and (iii), collectively, the "Project").

**B. Costs to City (New York City taxes to be exempted):**

Estimated NYC Forgone Income Tax on Bond	\$102,559
Interest (estimated NPV 30 years @ 3.52%)	\$142,188
Mortgage Recording Tax Benefit	
<b>Total Cost to NYC</b>	<b>\$244,747</b>

\*The exact amount of personal income tax revenue that will be lost as a result of this transaction depends on factors including (but not limited to) the percentage of bond bought by entities subject to New York City personal income taxes, the interest income generated from the bonds and the tax rate applied to bond purchasers.

**C. Benefit to City from Operations and**

**Renovation** (Estimated NYC direct and indirect taxes to be generated by Company) (estimated NPV 30 years @ 3.52%):

**\$3,014,957**

**D. Benefit to City from Jobs to be Created** (Estimated NYC direct and indirect taxes to be generated by Company):

\$723,474

# Build NYC CORE APPLICATION

Submit your electronically completed Core Application via email to your assigned Project Manager as a Word Document file or a Word Document saved as a PDF.

## A. APPLICANT OVERVIEW

Applicant Name (the "Applicant"): Voices of Community Activists & Leaders (VOCAL-NY), Inc.	Name of operating company (if different from Applicant):
Operating company address:	Website address: <a href="http://www.vocal-ny.org">www.vocal-ny.org</a>
EIN #: [REDACTED]	NAICS Code: 813319
State and date of incorporation or formation: [REDACTED]	Qualified to conduct business in NY? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Applicant is (check one of the following, as applicable): <input checked="" type="checkbox"/> 501(c)(3) <input type="checkbox"/> Other:	
Is the Applicant affiliated with a publicly traded company? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, name the affiliated company:	

## B. APPLICANT CONTACT INFORMATION

	Name/Title	Company	Address	Email	Phone	Primary <sup>1</sup>
<b>Applicant Contact Person</b>	Alyssa Aguilera	VOCAL-NY	300 Douglass Street, Brooklyn, NY, 11217	[REDACTED]	[REDACTED]	<input checked="" type="checkbox"/>
<b>Attorney</b>	Jack Martins	Harris Beach PLLC	333 Earle Ovington Blvd Suite 901 Uniondale, NY 11553	[REDACTED]	[REDACTED]	<input type="checkbox"/>
<b>Accountant</b>	Matt Dapolito	NonProfit Fiscal Management LLC	5 Penn Plaza, 19th Floor Suite 1976, New York, NY, 10001	[REDACTED]	[REDACTED]	<input type="checkbox"/>
<b>Consultant/Other</b>	David Barr	Roosevelt & Cross Inc	1 Exchange Plaza, 55 Broadway 22nd floor, New York, NY, 10006	[REDACTED]	[REDACTED]	<input type="checkbox"/>

## C. APPLICABLE FINANCIAL ASSISTANCE

Provide the estimated value of each of the following types of Project Financial Assistance being requested. Discuss the estimation of the Requested Financial Assistance with your assigned Project Manager, if needed.

Requested Financial Assistance	Estimated Value of Requested Financial Assistance
Mortgage Recording Tax Benefit	\$ 8,750,000
Build NYC Bond Financing	\$ 8,750,000

## D. APPLICANT BACKGROUND

Provide a brief description of Applicant's history and the nature of its business. Feel free to include information from the Applicant's website or other official documentation describing the Applicant. Include information such as when the Applicant was founded, who founded the Applicant, a brief history of the Applicant, the Applicant's primary services and market, and the number of the Applicant's employees in NYC and elsewhere. **Limit the description to 250 words.**

<sup>1</sup> Select the individual to whom questions should be directed and who may speak on behalf of the Applicant.

Voices Of Community Activists & Leaders (VOCAL-NY) is a statewide grassroots membership organization that builds power among low-income people affected by HIV/AIDS, drug use, mass incarceration, and homelessness in order to create healthy and just communities. We accomplish this through community organizing, leadership development, advocacy, direct services, participatory research and direct action.

At VOCAL-NY we fight for systemic change rooted in justice, compassion, and love. We approach this work with a firm belief in reducing harm and ending stigma, and the knowledge that the issues impacting our communities are driven by institutional oppression, not personal failings. Our campaigns and services have saved or improved the lives of hundreds of thousands of New Yorkers across the state.

## E. PROPOSED PROJECT ACTIVITIES

Describe the proposed Project, including its purpose and Project Location, in the text box below. Refer to the example below.

Founded in 1999 in Brooklyn, NY, Voices of Community Activists & Leaders (VOCAL-NY), a 501 (c) 3 non-profit, is celebrating over 20 years as grassroots membership-led organization that builds the power of low-income New Yorkers impacted by HIV/AIDS, drug use, incarceration, and homelessness to create healthy and just communities. Applicant is seeking approximately \$8.75M in tax-exempt revenue bonds (the “Bonds”). Proceeds of the Bonds will be used to:

1. Refinance debt for the construction of VOCALs new building at 300 Douglass Street in Brooklyn;
2. Finance the acquisition of a 5,687 square foot building at the above mentioned address; and,
3. Pay certain costs related to the issuance of the bonds. (1, 2, 3 collectively, the “Project”)

**Example:** [Applicant Name] (“Applicant”), a New York not-for-profit corporation exempt from federal taxation pursuant to Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, is a [school, domestic violence shelter, hospital, community center, etc.] that serves [profile of stakeholders served]. Applicant is seeking approximately \$[ ] in tax-exempt revenue bonds (the “Bonds”). Proceeds of the Bonds [together with other funds available to Applicant], will be used to [modify below as needed]:

- i. refinance [describe debt];
- ii. finance the [acquisition, construction, renovation, equipping, and/or furnishing] of a [ ] square foot facility (the “Facility”) on a [ ] square foot parcel of land located at [address]; and/or
- iii. pay for certain costs related to the issuance of the Bonds (i, ii, and iii, collectively, the “Project”).

The anticipated closing date is [ ]. The project is anticipated to be completed in [ ] [months or years].

The Project will allow Applicant to [brief description of financial or other benefits to Applicant of the Project].

## F. PROJECT LOCATION DETAIL

Complete this table for *each* Project Location with a distinct Block/Lot. For Projects with more than one Block/Lot, copy the Project Location table below and paste it directly underneath to complete it.

Project Location Information			
Project Address: 300 Douglass Street		Location # 1 of 1	
Borough/Block/Lot: Brooklyn, 420, 17	Community Board #: Brooklyn CD 6	Neighborhood: Boerum Hill	
Square footage of land: 3000	Square footage of existing building: 5,687	Number of Floors: 2	
How is the anticipated Project Location currently used and what percentage is currently occupied?		Office, 100%	
In the case of relocation, what will happen with Applicant's current facility?		<input type="checkbox"/> N/A	
Does the Project Location have access to rail and/or maritime infrastructure?		Yes	
Is there any space at the Project Location that is currently being/will be occupied and/or used by any entity other than the Applicant or operating company, whether Affiliates or otherwise?			
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
If yes, attach a separate page and provide details about tenants such as (1) name of tenant business(es) (whether Affiliates or otherwise), (2) square footage of tenant operations, (3) tenant occupancy commencement and termination dates, and (4) copies of leases, licenses, or other documents evidencing a right to possession or occupancy.			
For the purposes of this question, any license or other right of possession or occupancy granted by the Applicant or operating company with respect to the Project Location shall be deemed a tenancy.			
Construction Information			
Facility Operations Start Date (as defined in the Policies and Instructions):			

Does the Project involve the construction of a new building or an expansion/renovation of an existing building? ☒ Yes ☐ No

If yes, complete the following questions and attach a separate page and provide drawings, plans, or a description of the proposed work.

Does the Project involve subsurface disturbance or excavation? ☐ Yes ☒ No

Anticipated square footage of Facility after construction and/or renovation: 5,687

Anticipated square footage of *non-building improvements* after construction and/or renovation (e.g. parking lot construction): **N/A**

Square feet of wet lab space created: **N/A** Square feet of wet lab space preserved: **N/A**

Percentage of total building size dedicated to wet lab space: **N/A**

Are energy efficiency improvements or the installation of a renewable energy system anticipated as part of the Project? Building will meet energy code requirements and will utilize only electric heating and cooling systems

Which of the below statements best reflects your current stage in the contractor procurement process?

**X A contractor has been selected and the procurement process is complete.**

☐ The procurement process has begun but a contractor has not been selected. Selection is anticipated by:

☐ The procurement process has not begun. Procurement is anticipated to begin by:

☐ Other:

☐ Not applicable

**Zoning Information**

Current zoning of Project Location:

Is a zoning variance or special permit required for the Project to proceed at Project Location? ☐ Yes ☒ No

If yes, attach a separate page and describe the zoning variance or special permit required, which agencies are involved, and the anticipated schedule for zoning approval.

Is the Project subject to any other city, state or federal approvals? ☒ Yes ☐ No

If yes, attach a separate page and describe the approval required, and if applicable, list any other environmental review that may be required.

**The building currently has a Dept. of Finance E1 warehouses building class. M1-2 zoning allows as-of right commercial use, and VOCAL has received approval for an Alteration Type 1 permit at the Department of Buildings, as of December 2020, for the change of use from manufacturing (use Group 17) to commercial use (use Group 6) in advance of move-in. Therefore, the contemplated use of the property will be consistent with the Certificate of Occupancy before it is acquired by VOCAL.**

Is the Project Location a designated historic landmark or located in a designated historic district? ☐ Yes ☒ No

Is the Project Location within the NYC Coastal Zone Boundary? ☐ Yes ☒ No

Intended use(s) of site (check all that apply): ☐ Retail % ☐ Manufacturing/Industrial ☒ 100% Commercial Office % ☐ Residential % If Residential, what percentage of units will be affordable? %

## G. ANTICIPATED OWNERSHIP

1. Check the accurate description of the Project Location's anticipated ownership.

<input checked="" type="checkbox"/> Applicant or an Affiliate is/expects to be the Project Location's fee simple owner.	(Projected) Acquisition date: <b>September 2022</b>
<input type="checkbox"/> Applicant or an Affiliate leases/expects to lease the Project Location. <input type="checkbox"/> Lease is for an entire building and property. <input type="checkbox"/> Lease is for a portion of the building and/or property.	(Projected) Lease signing date:
<input type="checkbox"/> Neither of the above categories fully describes Applicant's interest or intended interest in the Project Location. Describe the anticipated ownership of the Project Location premises:	

2. Does/will an Affiliate own/control the Project Location? ☐ Yes ☒ No

If yes, complete the table below:

Name of Affiliate:	Address of Affiliate:
Affiliate is a: <input type="checkbox"/> General Partnership <input type="checkbox"/> Limited Partnership <input type="checkbox"/> C Corporation <input type="checkbox"/> Other : <input type="checkbox"/> S Corporation <input type="checkbox"/> Limited Liability Company <input type="checkbox"/> Natural Person	

## H. PROJECT FINANCING

1. **Sources of Financing.** Provide amounts as aggregates for all Project Locations. Add table rows, if needed.

Sources	Total Amount	Percent of Total Financing
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Equity	\$1,000,000	11%
Commercial Loan (Bank Name: Amalgamated Bank)	\$1,100,000	13%
Capital Campaign	\$	%
New York City Public Funds	\$3,000,000	34%
Source:	\$	%
Source:	\$	%
New York State Public Funds	\$	%
Other: Acquisition loan	\$3,650,000	42%
<b>Total</b>	<b>\$8,750,000</b>	<b>100%</b>

2. Mortgage amount on which tax is levied (exclude SBA 504 financing<sup>2</sup>):  
\$8,750,000

3. Anticipated closing date between the Issuer and the Applicant  
As soon as reasonably achievable, but no later than July 2022

4. **Uses of Financing.** Provide amounts as aggregates for all Project Locations.

Uses	Total Amount	Percent of Total Financing
<b>Land and Building Acquisition</b>	\$ 4,000,000	%
<b>Construction Hard Costs</b> (i.e. site excavation, building materials, labor, landscaping, construction materials, etc.)	\$2,000,000	%
<b>Construction Soft Costs</b> (i.e. pre-planning, legal, financing, design, etc.)	\$800,000	%
<b>Furnishings, Fixtures, &amp; Equipment (FF&amp;E) and Machinery &amp; Equipment (M&amp;E)</b> (i.e. generators, desks, chairs, electronic equipment, specialized manufacturing equipment, assembly equipment, etc.)	\$200,000	%
FF&E purchased in NYC	\$	
M&E purchased in NYC	\$	
<b>Closing Fees</b> (costs associated the execution of deal, i.e debt service reserve fund, financing fees, loan origination fees, attorney fees, pre-payment penalties, etc.)	\$1,000,000	%
<b>Other (describe):</b> Contingency	\$ 750,000	%
<b>Total</b>	<b>\$8,750,000</b>	<b>%</b>

4a. Indicate anticipated budgeting of Hard Costs: Electrical: 14% Carpentry: 20% Painting/finishes: 7%  
Plumbing: 24%  
Excavation or Demolition: 10% Other: 25 %

4b. Indicate anticipated budgeting of Soft Costs: Architecture: 47% Engineering: % Design: % Other: 53%

## I. EMPLOYMENT INFORMATION

The following information will be used as part of the Issuer's calculation of the Project's benefit to the City, and as a basis for comparison with the employment information that the Applicant will be required to report on an annual basis for the term of the Project Agreement (as defined in the Policies and Instructions).

### 1. Job Creation Schedule

For all responses in the table below, part-time ("PT") employees are defined as those working between 17.5 and 35 hours per week on average, and full-time ("FT") employees are defined as those working 35 hours or more per week. Hourly wages in Columns E & F should represent the pay rate and are exclusive of overtime. For salaried employees, divide the annual salary by 1,820 working hours per year to calculate an hourly wage.

Information included in Column C below will be used to determine eligibility for participation in the HireNYC Program. For program information, see Additional Obligations document. If eligible for the HireNYC Program participation, NYCEDC will provide additional details.

A	B	C	D	E	F	G	H
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<sup>2</sup> The SBA 504 Loan Program, administered by the Small Business Administration, is designed to provide small businesses with long-term financing to acquire and improve major fixed assets, such as owner-occupied commercial real estate and heavy machinery.



Job Category	# of NYC jobs retained by Project	# of jobs to be added in each year at Project Location in first 3 years of operation to be employed by Applicant			Total # of Jobs at Project Location in first 3 years of operation (Sum of all Columns B and C)	Average hourly wage for Year 1	Lowest hourly wage for Year 1	Average Fringe Benefit for retained jobs	Average Fringe Benefit for created jobs
		Year 1: 20	Year 2: 20	Year 3: 20					
FT Executive level	2	0	0	0	2	\$ 66.95		\$37,800	\$ n/a
FT Manager level	7	1	0	1	10	\$ 46.29		\$25,650	\$ 25,650
FT Staff level	22	2	2	2	28	\$31.27		\$17,550	\$ 17,550
Total FT Employees	31	3	2	3	39	\$36.94	\$ 26.44	\$20,745	\$ 20,745
Total PT Employees	15	2	2	2	21	\$20.68	\$ 20	\$5,161	\$ 5,161

2. Of the Total Jobs at Project Location in Column D, how many employees are/will be NYC residents? 58
3. How many employees at the Project Location will be paid below living wage<sup>3</sup> at Project Start Date (as defined in the Policies and Instructions)? none
4. Does the Project currently have, or anticipate having, contract or vendor employees<sup>4</sup> at the Project Location? ☒ Yes ☐ No
5. Generally describe all other forms of compensation and benefits that permanent employees will receive (i.e. healthcare, employer contributions for retirement plans, on-the-job training, reimbursement for educational expenses, etc.).
- 100% employer covered health, vision and dental for employee & dependants, 401k plan with 5% employer match, cell phone reimbursement, and flexible spending account.
6. Will Applicant or any of its Affiliates be required to provide health coverage to its employees pursuant to the federal Patient Protection and Affordable Care Act (the "Act")? ☐ Yes ☒ No  
If yes, provide an overview of the applicable requirements under the Act and an explanation of how Applicant plans to comply with such requirements. If no, explain why and provide a FT employee count using the Act "[FTE Employee Calculator](#)".
- We are not required because we have less than 50 full-time equivalent employees. However, we provide health care to all FT staff and all PT staff that work at least 20 hours per week.
7. Is Applicant currently providing paid sick time to employees in accordance with the Earned Sick Time Act (Chapter 8 of Title 20 of the NYC Administrative Code) and otherwise in compliance with such law? ☒ Yes ☐ No  
If yes, provide an explanation of your company's paid and unpaid sick time policy. If No, explain why and provide a table which outlines the number of anticipated employees and hours worked per calendar year.<sup>5</sup>
- All full-time employees earn 12 sick days per year, and part time employees earn sick days accrued at a rate of 0.035 per hour worked, for a maximum of 9 days per year of paid sick leave. Currently, all employees also have access to an additional 5 sick days per year for COVID related illness.
8. Will the Project use an apprenticeship program approved by the New York State Department of Labor? ☐ Yes ☒ No

## J. LABOR

Applicant and its Affiliates hereinafter will be referred to collectively as the "Companies" or individually as a "Company." If none of the following questions applies to any of these Companies, answer *No*. For any question that does apply, be sure to specify to which of the Companies the answer is relevant.

1. Has any of the Companies during the current calendar year or any of the five preceding calendar years experienced labor unrest situations, including actual or threatened labor strikes, hand billing, consumer boycotts, mass demonstrations or other similar incidents?

<sup>3</sup> For information regarding living wage, see Additional Obligations document.

<sup>4</sup> Contract or vendor employees are independent contractors (i.e. persons who are not "employees") or are employed by an independent contractor, who provide services at a Project Location.

<sup>5</sup> Information on the Paid Sick Leave Law can be found [here](#).

- ☐ Yes   ☒ No      If Yes, explain on an attached sheet.
2. Has any of the Companies received any federal and/or state unfair labor practices complaints asserted during the current calendar year or any the five calendar years preceding the current calendar year?
- ☐ Yes   ☒ No      If Yes, describe and explain current status of complaints on an attached sheet.
3. Do any of the Companies have pending or threatened requests for arbitration, grievance proceedings or other labor disputes during the current calendar year or any of the five calendar years preceding the current calendar year?
- ☐ Yes   ☒ No      If Yes, explain on an attached sheet.
4. Are any of the Companies' employees *not* permitted to work in the United States?
- ☐ Yes   ☒ No      If Yes, provide details on an attached sheet.
5. Is there any period for which the Companies did not complete and retain or do not anticipate completing and retaining all required documentation related to this inquiry, such as Employment Eligibility Verification (I-9) forms?
- ☐ Yes   ☒ No      If "Yes," explain on an attached sheet.
6. Has the United States Department of Labor, the New York State Department of Labor, the New York City Office of the Comptroller or any other local, state or federal department, agency or commission having regulatory or oversight responsibility with respect to workers and/or their working conditions and/or their wages, inspected the premises of any Company or audited the payroll records of any Company during the current or preceding three year calendar years?
- ☐ Yes   ☒ No      If "Yes," use an attached sheet to briefly describe the nature and date of the inspection and the inspecting governmental entity. Briefly describe the outcome of the inspection, including any reports that may have been issued and any fines or remedial or other requirements imposed upon any of the Companies as a consequence.
7. Has any of the Companies incurred, or potentially incurred, any liability (including withdrawal liability) with respect to an employee benefit plan, including a pension plan?
- ☐ Yes   ☒ No      If "Yes," use an attached sheet to quantify the liability and briefly describe its nature. Refer to any governmental entities that have had regulatory contact with the Company in connection with the liability.
8. Are the practices of any of the Companies now, or have they been at any time during the current or preceding five calendar years, the subject of any complaints, claims, proceedings or litigation arising from alleged discrimination in the hiring, firing, promoting, compensating or general treatment of employees?
- ☐ Yes   ☒ No      If "Yes," provide details on an attached sheet. Note "discrimination" includes sexual harassment.

## K. FINANCIALS

1. Has Applicant, Affiliate(s), Principal(s), or any close relative any Principal(s), ever received, or is any such person or entity currently receiving, financial assistance or any other kind of non-discretionary benefit from any Public Entities?
- ☐ Yes   ☒ No      If Yes, provide details on an attached sheet.
2. Has Applicant, or any Affiliate or Principal, or any existing or proposed occupant at the Project Location(s), obtained, or is any such person or entity in the process of obtaining, or contemplating obtaining, other assistance from the NYCIDA/Build NYC and/or other Public Entities?
- ☐ Yes   ☒ No      If Yes, provide details on an attached sheet.
3. Has Applicant, or any Affiliate or Principal, ever defaulted on a loan or other obligation to a Public Entity?
- ☐ Yes   ☒ No      If Yes, provide details on an attached sheet.
4. Has real property in which Applicant, or Affiliate or Principal, holds or has ever held an ownership interest and/or controlling interest of 25 percent or more, now or ever been (i) the subject of foreclosure (including a deed in lieu of foreclosure), or (ii) in arrears with respect to any type of tax, assessment or other imposition?
- ☐ Yes   ☒ No      If Yes, provide details on an attached sheet.
5. Does Applicant, or any Affiliate or Principal, have any contingent liabilities not already covered above (e.g., judgment liens, lis pendens, other liens, etc.)? Include mortgage loans and other loans taken in the ordinary course of business only if in default.
- ☐ Yes   ☒ No      If Yes, provide details on an attached sheet.
6. Has Applicant, or any Affiliate or Principal, failed to file any required tax returns as and when required with appropriate governmental authorities?
- ☐ Yes   ☒ No      If Yes, provide details on an attached sheet. **See page 11.**
7. In the table below, provide contact information for Applicant's references. If the space provided below is insufficient, provide complete information on an attached sheet. List any "Major Suppliers" (those that compose more than 10% of goods, services, and materials).

Reference Type	Company Name	Address	Contact Person	Phone	Fax	Email	% of Revenue s
Major Suppliers							%
							%
Unions							
Banks	Amalgamated Bank	275 Seventh Ave New York, NY 10001					

## ANTI-RAIDING

1. Will the completion of the Project result in the relocation of any plant or facility located within New York State, but outside of New York City, to New York City? ☐ Yes ☒ No

If "Yes," provide the names of the owners and addresses of the to-be-removed plant(s) or facility(ies):

2. Will the completion of the Project result in the abandonment of any plants or facilities located in an area of New York State other than New York City? ☐ Yes ☒ No

If "Yes," provide the names of the owners/operators and the addresses of the to-be-abandoned plant(s) or facility(ies):

If the answer to question 1 or 2 is "Yes," answer questions 3 and 4.

3. Is the Project reasonably necessary to preserve the competitive position of this Applicant, or of any proposed occupants of the Project, in its industry? ☐ Yes ☐ No
4. Is the Project reasonably necessary to discourage Applicant, or any proposed occupant of the Project, from removing such plant or facility to a location outside New York State? ☐ Yes ☐ No

If the answer to question 3 or 4 is "Yes," provide a detailed explanation on a separate sheet of paper.

## M.COMPLIANCE WITH LAW

1. The Applicant and any owner or occupant of the proposed project is in substantial compliance with applicable local, state and federal tax, worker protection and environmental laws, rules and regulations. ☒ Yes ☐ No
2. The proposed project, as of the date of this application, is in compliance with all provisions of Article 18-A of the General Municipal Law, including, but not limited to the provisions of Section 859-a and Section 862(1) thereof. ☒ Yes ☐ No

## N. PRIVATE SCHOOL QUESTIONS (IF APPLICABLE)

Review Build NYC's Private School Policy prior to completing the Application.

1. Are at least 50 percent of enrolled students are New York City residents? ☐ Yes ☐ No
2. If Applicant provides education to any of grades 9 through 12, is it registered with the New York State Department of Education as an eligible education institution? ☐ Yes ☐ No
3. If Applicant was formed under the Education Law of the State of New York, is it chartered by the New York Board of Regents? ☐ Yes ☐ No
4. If Applicant provides education to any of grades K through 8, it (a) is registered with the New York State Department of Education, or (b) will be evaluated by an independent professional (acceptable to Build NYC's staff in their sole discretion) as providing an education equivalent to that provided by public schools in the State of New York? ☐ Yes ☐ No



5. Provide a written plan that demonstrates any existing or planned commitment to aid the City's public school system, nonprofit organizations and/or community groups through the sharing of Applicant's facilities. Project Manager will identify appropriate and quantifiable metrics in respect of this requirement. Applicant will be required to provide annual written reports to Build NYC demonstrating its performance, as measured by such metrics. The Board of Trustees or the Chief Executive Officer of Applicant will designate a full-time staff member to coordinate the community service activities and aid to be provided by Applicant pursuant to paragraph 5 above.
6. What is Applicant's maximum tuition for the current academic year?
7. Indicate whether Applicant meets the following criteria:
  - a. Financial aid equal to at least 12 percent of Applicant's gross tuition revenues is made available to, and used by, students who are City residents.  
☐ Yes      ☐ No
  - b. At least 20 percent of students who are both City residents and recipients of financial aid receive financial aid equal to or greater than 50 percent of tuition.  
☒ Yes      ☐ No

## O. ADDITIONAL QUESTIONS

1. What are the primary sources of revenue supporting Applicant's operations?  
 Private philanthropy, government grants, individual donors.
2. If the Applicant's Statement of Activities categorizes any revenues as "Other operating revenues," describe what revenues are captured in that category: Interest income, admin fees for fiscal sponsorship      ☐ N/A
3. If the Applicant's Statement of Activities categorizes any revenues as "Other general and administrative," describe what revenues are captured in that category:      ☒ N/A
4. Share employee salaries and wages paid in the last three fiscal years:

Salaries and Wages	Year 1: 2019	Year 2: 2020	Year 3: 2021
	\$1,988,240	\$2,670,504	\$2,964,917

5. If Applicant is a charter school:
  - a. What share of the total student body receives free or reduced lunch?      ☐ N/A
  - b. Does the Applicant currently co-locate a facility/anticipate co-locating a facility with the Department of Education? ☐ Yes      ☐ No

6. Is the Applicant funded through existing City or state contracts? ☒ Yes      ☐ No

If "Yes," complete the following table:

Agency	Contract Amount	Year of Contract Execution	Year of Contract Termination	Renewal Mechanism

7. What is the anticipated operating expense savings as a result of this Build NYC transaction? \$      ☐ N/A
8. If the Applicant is refinancing existing debt, complete the following table. ☐ N/A

Existing Debt Series	Year of Maturity	Current Interest Rate	Estimated Savings	Anticipated Use of Savings
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9. Where does the Applicant intend to allocate the savings provided through Build NYC?

# CERTIFICATION

I, the undersigned officer/member/partner of Applicant, on behalf of Applicant and its Affiliates, hereby request, represent, certify, understand, acknowledge and agree as follows:

I **request** that this Application, together with all materials and data submitted in support of this Application (collectively, these "Application Materials"), be submitted for review to the Issuer's Board of Directors (the "Board"), in order to obtain from the Board an expression of intent to provide the benefits requested herein for the Project.

I **certify** that I have the authority to sign these Application Materials on behalf of, and to bind, Applicant and its Affiliates.

I **certify** under penalty of perjury to the best of my knowledge and belief, after due investigation, that the information contained in these Application Materials is accurate, true and complete and does not contain a misstatement of a material fact or omit to state a material fact necessary to make the statements contained herein not misleading. I understand that an intentional misstatement of fact, or, whether intentional or not, a material misstatement of fact, or the providing of materially misleading information, or the omission of a material fact, may cause the Board to reject the request made in the Application Materials. I understand that the Issuer will rely on the information contained within these Application Materials in producing and publishing a public notice and convening a public hearing. If any information in these Application Materials is found to be incorrect, Applicant may have to provide new information and a new public notice and public hearing may be required. If a new public notice and public hearing is required, they will be at Applicant's expense.

I **acknowledge** that the submission of any knowingly false or knowingly misleading information may lead to the immediate termination of any financial assistance and the reimbursement of an amount equal to all or part of any tax exemptions claimed by reason of Issuer involvement in the project.

I **understand** the following: that Applicant and Principals will be subject to a background check and actual or proposed subtenants may be subject to a background check, and if such background check performed by the Issuer with respect to Applicant or any Affiliates reveals negative information, Applicant consents to any actions that the Issuer or NYCEDC may take to investigate and verify such information; that the Issuer may be required under SEQRA to make a determination as to the Project's environmental impact and that in the event the Issuer determines that the Project will have an environmental impact, Applicant will be required to prepare, at its own expense, an environmental impact statement; that the decision of the Board to approve or to reject the request made in the Application Materials is a discretionary decision; that no Bonds may be issued (if Bonds are being requested) unless such Bonds are approved by the Mayor of the City; that under the New York State Freedom of Information Law ("FOIL"), the Issuer may be required to disclose the Application Materials and the information contained therein (see the Disclosure Policy section of the Policies and Instructions document provided to Applicant and signed by Applicant on or about the date hereof (the "Policies and Instructions")); and that Applicant shall be entirely responsible and liable for the fees referred to in these Application Materials.

I further understand and agree as follows:

**That** notwithstanding submission of this Application, the Issuer shall be under no obligation to present Applicant's proposed Project to the Board for approval. If the Issuer presents Applicant's proposed Project to the Board for approval, the Issuer does not guaranty that such approval will be obtained. If upon presenting Applicant's proposed Project to the Board for approval the Issuer obtains such approval, such approval shall not constitute a guaranty from the Issuer to Applicant that the Project transaction will close.

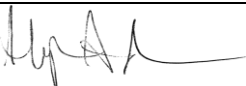

**That** preparation of this Application and any other actions taken in connection with the proposed Project shall be entirely at Applicant's sole cost and expense. Under all circumstances, the Application Fee is non-refundable, including but not limited to the circumstance where the Issuer decides, in its sole discretion, to not present Applicant's proposed project to the Board for Approval.

**That** each of Applicant and each of its Affiliates (collectively, the "Indemnitors") hereby releases Build NYC and NYCEDC and their respective directors, officers, employees and agents (collectively, the "Indemnitees") from and against any and all claims that any Indemnitor has or could assert and which arise out of, or are related to, any Application Materials, any actions taken in connection therewith or any other actions taken in connection with the proposed Project (collectively, the "Actions"). Each Indemnitor hereby indemnifies and holds harmless each of the Indemnitees from and against any and all claims and damages brought or asserted by third parties, including reasonable attorneys' fees, arising from or in connection with the Actions. As referred to herein, "third parties" shall include, but shall not be limited to, Affiliates.

**That** in the event the Issuer discloses the Application Materials in response to a request made pursuant to FOIL, Applicant hereby authorizes the Issuer to make such disclosure and hereby releases the Issuer from any claim or action that Applicant may have or might bring against the Issuer, their directors, officers, agents, employees and attorneys, by reason of such disclosure; and that Applicant agrees to defend, indemnify and hold the Issuer and the NYCEDC and their respective directors, officers, agents, employees and attorneys harmless (including without limitation for the cost of reasonable attorneys' fees) against claims arising out of such disclosure as such claims may be made by any party including Applicant, Affiliate, Owner or Principal, or by the officers, directors, employees and agents thereof.

**That** capitalized terms used but not defined in this Application have the respective meanings specified in the Policies and Instructions.

I **acknowledge and agree that the Issuer reserves its right** in its sole and absolute discretion to request additional information, waive any requirements set forth herein, and/or amend the form of this Application, to the full extent permitted by applicable law.

<b>Requested, Represented, Certified, Acknowledged, Understood and Agreed by Applicant,</b>	I certify that, using due care, I know of no misstatement of material fact in the Application Materials, and know of no material fact required to be stated in the Application Materials to make the statements made therein not misleading. <b>Certified by Preparer,</b>
<b>This 19 day of April , 2022</b>	<b>This 19 day of April , 20 .</b>
<b>Name of Applicant: Voices of Community Activists &amp; Leaders (VOCAL-NY), Inc.</b>	<b>Name of Preparer: Devan Cronshaw</b>
<b>Signatory: Alyssa Aguilera</b>	<b>Signatory: Devan Cronshaw</b>
<b>Title of Signatory: Co-Executive Director</b>	<b>Title of Signatory: Project Manager</b>
<b>Signature:</b> 	<b>Signature:</b> 



# BUILD NYC APPLICATION: ATTACHMENTS CHECKLIST

Submit the following attachments to your Core Application by the Application Deadline associated with your targeted Board Meeting date.

- A. ☒ **Full Environmental Assessment Form or Short Environmental Assessment Form** (SEAF, provided by Build NYC)
- B. ☒ Completed **Environmental Audit Report (Phase I)** certified to the Issuer. Based upon the Issuer's review, a Phase II may be requested.
- C. ☒ **Internal Background Investigation Questionnaire** (provided by Build NYC). Complete the form for Applicant and any Affiliate. Mail the final page (notarized) with the original signature to:  
Strategic Investments Group  
NYCEDC  
110 William Street  
New York, NY 10038
- D. ☒ **Doing Business Data Form** (Provided by Build NYC)
- E. ☒ Past three years of **financial statements** for Applicant, Affiliates, and/or guarantors (as applicable). For any year that Applicant does not have a financial statement, provide an **operating pro forma** or other financial analysis demonstrating how the Issuer's assistance is needed in order to make the Project feasible. If your financials have line items noted as "Other," provide a short description explaining what the line item entails.
- F. ☒ Past four calendar quarters of **NYS-45 MN or ATT filings** for Applicant and its Affiliates. Redact employee names and Social Security numbers or provide NYS-45 MN summary page.
- G. ☒ Copy of Acord Certificate of Liability Insurance.
- H. ☒ Signed **Inducement Letter** on company letterhead. Letter should include a brief description of Applicant, the Project, a determination that the Project would not be completed without receiving the Issuer's benefits, and the immediate impact of the Project (500 word limit).
- I. ☒ **Short Bios** for CEO CFO, and chairperson that include employment history and education.
- J. ☒ **Contract of Sale/Lease Agreement** for acquiring title or leasehold title to the Project Location.
- K. ☐ Executed **Commitment Letter or Term Sheet** from financial institution(s) providing financing that clearly indicates portion(s) in connection with which assistance is being sought.
- L. ☒ **Organizational Chart** of Applicant and Affiliates.
- M. ☒ **Non-refundable \$5,000 application fee** payable to the Issuer, mailed to  
Strategic Investments Group  
NYCEDC  
1 Liberty Plaza  
New York, NY 10006
- N. ☒ Policies and Instructions document **signature page** (provided by the Issuer)
- O. ☒ Additional Obligations document **signature page** (provided by the Issuer)
- P. ☒ **Letter of community support**, if applicable
- Q. ☒ **N/A written plan describing shared use of facility**
- R. **Documents required by Bond Counsel:**
  - ☒ Internal Revenue Service letter determining organization's 501(c)(3) status
  - ☒ Bylaws
  - ☒ Charter
  - ☒ List of Board of Directors and affiliations
  - ☒ Documents regarding affiliated organizations
  - ☒ Board Resolution relating to undertaking of the proposed project
  - ☒ Capital Campaign literature (if any)

## Short Environmental Assessment Form



5. Is the proposed action, a. A permitted use under the zoning regulations?	NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>	
b. Are public transportation service(s) available at or near the site of the proposed action?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____	NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply?  If No, describe method for providing potable water: _____	NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities?  If No, describe method for providing wastewater treatment: _____	NO <input type="checkbox"/>	YES <input type="checkbox"/>	
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places? b. Is the proposed action located in an archeological sensitive area?	NO <input checked="" type="checkbox"/> <input checked="" type="checkbox"/>	YES <input type="checkbox"/> <input type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency? b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____	NO <input checked="" type="checkbox"/> <input checked="" type="checkbox"/>	YES <input type="checkbox"/> <input type="checkbox"/>	
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: <input type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input checked="" type="checkbox"/> Urban <input type="checkbox"/> Suburban			
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>	
16. Is the project site located in the 100 year flood plain?	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>	
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? <input type="checkbox"/> NO <input type="checkbox"/> YES  b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: <input type="checkbox"/> NO <input type="checkbox"/> YES _____	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>	

18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: _____ _____	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____ _____	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____ _____	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
<b>I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE</b> Applicant/sponsor name: <u>Alyssa Aguilera</u> Date: <u>March 17, 2022</u> Signature: <u>Alyssa Aguilera</u>		

**Part 2 - Impact Assessment. The Lead Agency is responsible for the completion of Part 2.** Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing: a. public / private water supplies? b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/> <input checked="" type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

	No, or small impact may occur	Moderate to large impact may occur
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Part 3 - Determination of significance. The Lead Agency is responsible for the completion of Part 3.** For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

<input type="checkbox"/>	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
<input checked="" type="checkbox"/>	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.
Build NYC	August 31, 2022
Name of Lead Agency	Date
Amy Jin	Senior Planner
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)

**PRINT**