

APPLE INDUSTRIAL DEVELOPMENT CORP.

Unanimous Written Consent of Directors without a Meeting

Design Review, Historical Preservation and Project Administration Consultant Services
for 42nd Street Project

The undersigned, being all of the Directors of Apple Industrial Development Corp. ("Apple"), do hereby adopt the following resolution and authorize the actions contemplated therein by unanimous written consent of the Directors of Apple.

WHEREAS, on June 29, 1993, Apple's Board of Directors authorized an agreement commencing on approximately July 1, 1993 between New York City Economic Development Corporation ("NYCEDC") and Apple (the "Apple Contract") to enable Apple to provide broad property management services for all properties for which NYCEDC is responsible; and

WHEREAS, Apple's Board of Directors and Members from time to time have authorized extensions, renewals and/or increases of the Apple Contract; and

WHEREAS, pursuant to the Apple Contract, Apple, on behalf of NYCEDC, is responsible for undertaking certain management and maintenance services for various properties throughout the City of New York as may be designated by NYCEDC from time to time on an as needed basis; and

WHEREAS, as part of its management duties, Apple needs to enter into a contract for design review, historical preservation and project administration services in connection with tenant leases for the 42nd Street Development Project (the "Services"); and

WHEREAS, using the facilities/construction manager method of procurement permitted under the Apple Contract, Apple issued a Request for Proposals ("RFP") for the Services to potential contractors recommended by Turner Construction Company and Hunter Roberts Construction Group, L.L.C. and approved by NYCEDC; and

WHEREAS, based on its evaluation of the responses to the RFP, Apple selected Robert A.M. Stern Architects, LLP for the above described Services.

NOW, THEREFORE, be it

RESOLVED, that the President or any Vice President of Apple is authorized, on behalf of Apple, to enter into a contract for an approximate term of five years with Robert A.M. Stern Architects, LLP (the "Contract") to provide the Services for the Site, with the Contract commencing approximately October 15, 2012. The total amount of the Contract

shall not exceed \$929,000.00. The Contract shall be cancellable upon notice by Apple.
Funds for the Contract are anticipated to be available under the Apple Contract.

Dated as of September 27, 2012



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Alan Friedberg

Victor Ganzi

Dmitri Konon

James McSpirtt

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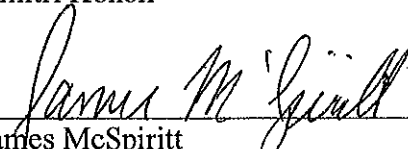
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