

**SCHENECTADY COUNTY
INDUSTRIAL DEVELOPMENT AGENCY
(A Component Unit of Schenectady County, New York)**

**FINANCIAL STATEMENTS
and
INDEPENDENT AUDITOR'S REPORT**

December 31, 2010

**SCHENECTADY COUNTY
INDUSTRIAL DEVELOPMENT AGENCY
(A Component Unit of Schenectady County, New York)**

**FINANCIAL STATEMENTS
and
INDEPENDENT AUDITOR'S REPORT**

December 31, 2010

C O N T E N T S

	Page
INDEPENDENT AUDITOR'S REPORT	1
FINANCIAL STATEMENTS	
Statement of Net Assets	2
Statement of Revenues, Expenses, and Changes in Net Assets	3
Statement of Cash Flows	4
Notes to Financial Statements	5-7
SUPPLEMENTAL INFORMATION	
Statement of Indebtedness	8
INDEPENDENT AUDITOR'S REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING AND ON COMPLIANCE AND OTHER MATTERS BASED ON AN AUDIT OF FINANCIAL STATEMENTS PERFORMED IN ACCORDANCE WITH GOVERNMENT AUDITING STANDARDS	9
Schedule of Findings and Responses	10-12

BOLLAM, SHEEDY, TORANI & CO. LLP
Certified Public Accountants
Albany, New York

INDEPENDENT AUDITOR'S REPORT

Chairman and Members of the Board
Schenectady County Industrial Development Agency
Schenectady, New York

We have audited the accompanying statement of net assets of the Schenectady County Industrial Development Agency (Agency), a New York public benefit corporation, as of December 31, 2010, and the related statement of revenues, expenses, and changes in net assets and cash flows for the year then ended. These financial statements are the responsibility of the Agency's management. Our responsibility is to express an opinion on these financial statements based on our audit.

We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinion.

In our opinion, the financial statements referred to above present fairly, in all material respects, the financial position of the Schenectady County Industrial Development Agency, as of December 31, 2010, and the changes in its financial position and its cash flows for the year then ended in conformity with accounting principles generally accepted in the United States of America.

In accordance with *Government Auditing Standards*, we have also issued our report dated March 30, 2011, on our consideration of the Schenectady County Industrial Development Agency's internal control over financial reporting and our tests of its compliance with certain provisions of laws, regulations, contracts and grant agreements, and other matters. The purpose of that report is to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on the internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* and should be considered in assessing the results of our audit.

Our audit was made for the purpose of forming an opinion on the basic financial statements taken as a whole. The supplemental information presented on page 8 is for the purposes of additional analysis and is not a required part of the basic financial statements. Such information has been subjected to the auditing procedures applied in the audit of the basic financial statements and, in our opinion, is fairly stated in all material respects in relation to the basic financial statements taken as a whole.

Management has omitted the management's discussion and analysis. Such information is not a required part of the financial statements but is supplemental information required by accounting principles generally accepted in the United States of America.

Bollam Sheedy Torani & Co. LLP

Albany, New York
March 30, 2011

**SCHENECTADY COUNTY
INDUSTRIAL DEVELOPMENT AGENCY
(A Component Unit of Schenectady County, New York)**

STATEMENT OF NET ASSETS

	<u>December 31, 2010</u>
ASSETS	
CURRENT ASSETS	
Cash	\$ 167,350
Accounts receivable	14,500
Prepaid expenses	<u>1,875</u>
	<u>\$ 183,725</u>
LIABILITIES AND NET ASSETS	
CURRENT LIABILITIES	
Accounts payable	\$ 10,620
Due to other governments	<u>78,570</u>
	89,190
COMMITMENTS AND CONTINGENCIES	
NET ASSETS, unrestricted	<u>94,535</u>
	<u>\$ 183,725</u>

The accompanying Notes to Financial Statements are an integral part of these statements.

**SCHENECTADY COUNTY
INDUSTRIAL DEVELOPMENT AGENCY
(A Component Unit of Schenectady County, New York)**

**STATEMENT OF REVENUES, EXPENSES,
AND CHANGES IN NET ASSETS**

	Year Ended December 31, 2010
	<u> </u>
REVENUES	
Operating income	\$ 27,575
Other operating income	26,000
	<u>53,575</u>
 OPERATING EXPENSES	
Grant project expenses	38,200
Management fees	44,000
Professional fees	14,859
Supplies, equipment, and maintenance	3,934
Miscellaneous	783
	<u>101,776</u>
Operating loss	<u>(48,201)</u>
 OTHER INCOME (EXPENSE)	
Interest income	324
NYS administrative services assessment refund	9,189
NYS administrative services assessment	(6,620)
	<u>2,893</u>
Change in net assets	<u>(45,308)</u>
 NET ASSETS, <i>beginning of year, as originally reported</i>	 136,843
Prior period adjustment	 <u>3,000</u>
 NET ASSETS, <i>beginning of year, restated</i>	 <u>139,843</u>
 NET ASSETS, <i>end of year</i>	 <u>\$ 94,535</u>

The accompanying Notes to Financial Statements are an integral part of these statements.

**SCHENECTADY COUNTY
INDUSTRIAL DEVELOPMENT AGENCY
(A Component Unit of Schenectady County, New York)**

STATEMENT OF CASH FLOWS

	Year Ended December 31, 2010
	<u> </u>
CASH FLOWS PROVIDED (USED) BY OPERATING ACTIVITIES	
Receipts from customers	\$ 42,075
Payments to vendors	(98,793)
	<u>(56,718)</u>
 CASH FLOWS PROVIDED (USED) BY INVESTING ACTIVITIES	
Interest income	<u>324</u>
Net decrease in cash	(56,394)
 <i>CASH, beginning of year</i>	<u>223,744</u>
 <i>CASH, end of year</i>	<u>\$ 167,350</u>
 RECONCILIATION OF OPERATING LOSS TO NET CASH PROVIDED (USED) BY OPERATING ACTIVITIES	
Operating loss	\$ (48,201)
Adjustments to reconcile operating loss to net cash provided (used) by operating activities	
NYS assessment refund	9,189
NYS assessment fee	(6,620)
Changes in operating assets and liabilities	
Accounts receivable	(11,500)
Due to other governments	(1,017)
Accounts payable	<u>1,431</u>
	<u>\$ (56,718)</u>

The accompanying Notes to Financial Statements are an integral part of these statements.

**SCHENECTADY COUNTY
INDUSTRIAL DEVELOPMENT AGENCY
(A Component Unit of Schenectady County, New York)**

**NOTES TO FINANCIAL STATEMENTS
December 31, 2010**

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

a. Organization and Purpose

The Schenectady County Industrial Development Agency (Agency) is a public benefit corporation established on December 17, 1978, under the mandate of Article 18-A, "New York State Industrial Development Act" of New York State general municipal law. The Agency was established for the purpose of encouraging economic growth within Schenectady County, New York (County).

The Agency's function is to authorize the issuance of industrial revenue bonds for industrial development projects and to assist businesses in acquiring or constructing various facilities in order to provide job opportunities and increase economic welfare. The Agency had also established a revolving loan fund to provide favorable rate financing to eligible businesses. As of December 31, 2010, the Agency is no longer issuing new loans. In return for its efforts, the Agency receives application and closing fees related to this business financing.

The Agency is a component unit of the County.

A summary of the significant accounting policies applied in the preparation of the accompanying financial statements follows.

b. Accounting Method

The Agency's financial statements are prepared using the accrual basis in accordance with accounting principles generally accepted in the United States of America (GAAP) for public authorities. The Governmental Accounting Standards Board (GASB) is the accepted standard-setting body for establishing governmental accounting and financial reporting principles.

The accounting and financial reporting treatment applied to the Agency is determined by its measurement focus. The transactions of the Agency are accounted for on a flow of economic resources measurement focus. With this measurement focus, all assets and liabilities associated with the operations are included on the statement of net assets.

Revenues are recognized when earned and expenses are recognized when incurred. The Agency distinguishes operating revenues and expenses from non-operating items. Operating revenues are determined based on the services provided by the Agency. Operating expenses include the costs associated with providing those services. All revenues and expenses not meeting this definition are reported as non-operating revenues and expenses.

In preparing financial statements in conformity with GAAP, management is required to make estimates and assumptions that affect the reported amounts of assets and liabilities, the disclosure of contingent assets and liabilities at the date of the financial statements, and the reported amounts of revenues and expenses during the reporting period. Actual results could differ from those estimates.

c. Cash

The Agency's investment policy and state statutes authorize the Agency to maintain deposits with FDIC-insured commercial banks located within the state. The Agency is authorized to use demand accounts, money market accounts, and certificates of deposit. Collateral is required for all deposits not covered by federal deposit insurance. As of December 31, 2010, all of the Agency's deposits were fully insured or collateralized.

d. Accounts Receivable

Accounts receivable are carried at original invoice. Accounts receivable are written off when deemed uncollectible. During 2010, the Agency did not write off any accounts. Recoveries of accounts receivable previously written off are recorded as a recovery of bad debt when received.

**SCHENECTADY COUNTY
INDUSTRIAL DEVELOPMENT AGENCY
(A Component Unit of Schenectady County, New York)**

**NOTES TO FINANCIAL STATEMENTS
December 31, 2010**

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES - Continued

e. Loans Receivable, Net

The Agency had established a revolving loan fund which offered low interest rate loans to businesses located within the County. An allowance for doubtful accounts is provided based on the Agency's review of its outstanding revolving loan portfolio. As loans become delinquent, an allowance is recorded to reflect this delinquency (Note 2).

f. Industrial Revenue Bonds and Note Transactions

Certain industrial development revenue bonds and notes issued by the Agency are secured by property which is leased to companies and is retired by these payments. The bonds and notes are not obligations of the Agency, County, or New York State. The Agency does not record the assets or liabilities resulting from completed bonds and notes issued in its accounts since its primary function is to arrange the financing between the borrowing companies and the bond note holders, and funds arising there from are controlled by trustees or banks acting as fiscal agents. For providing this service, the Agency receives bond administration fees from the borrowing companies. Such administrative fee income is recognized immediately upon issuance of bonds and notes.

At December 31, 2010, the original issue value of bonds issued aggregated \$55,062,500, and the outstanding balance was \$41,035,763.

g. Tax Status

The Agency is exempt from federal, state, and local income taxes.

h. Subsequent Events

In preparing the financial statements and notes thereto, the Agency considered subsequent events through March 30, 2011, the date the financial statements were available to be issued.

NOTE 2 - LOANS RECEIVABLE, NET

The Agency had established a revolving loan fund which offered low interest rate loans to businesses located within the County. At December 31, 2010, there were ten loans outstanding, totaling \$158,121. All of these loans are in default as of December 31, 2010, and as such, management has established an allowance totaling \$158,121, against these loans.

NOTE 3 - DUE TO OTHER GOVERNMENTS

During 1995, the Agency entered into a capital grant agreement with the New York State Department of Transportation (DOT) for rail access improvements at the Scotia Industrial Park. The grant requires that any amounts remaining upon completion of the project be returned to the DOT with interest. The project is still active at December 31, 2010, and the Agency expects to use all grant funding received on the project. The unused portion, including accrued interest, is \$78,570 at December 31, 2010.

**SCHENECTADY COUNTY
INDUSTRIAL DEVELOPMENT AGENCY
(A Component Unit of Schenectady County, New York)**

**NOTES TO FINANCIAL STATEMENTS
December 31, 2010**

NOTE 4 - PRIOR PERIOD ADJUSTMENT

The Agency made a prior period adjustment to correct net assets as of the beginning of the year for grant revenue recorded to the incorrect period.

NOTE 5 - COMMITMENTS AND CONTINGENCIES

a. Litigation

The Agency is involved in several suits and claims arising from a variety of sources. It is the opinion of management and counsel that the liabilities that may arise from such actions would not result in losses that would materially affect the financial position of the Agency or the results of its operations.

b. Environmental Risks

Certain facilities are subject to federal, state, and local regulations relating to the discharge of materials into the environment. Compliance with these provisions has not had, nor does the Agency expect such compliance to have, any material effect upon the capital expenditures or financial condition of the Agency. Management believes that its current practices and procedures for control and disposition of regulated wastes comply with applicable federal, state, and local requirements.

c. Administrative Service Agreements

During 2003, the Agency entered into an administrative service agreement with the Schenectady Metroplex Development Authority (Authority), an unrelated party. In accordance with the agreement, the Authority provides general administrative functions and other requested services for the Agency. During 2010, the Agency paid the Authority a monthly fee of \$2,000 for these services.

During April 2010, the Agency entered into an administrative service agreement with the Town of Rotterdam Industrial Development Agency (Town), an unrelated party. In accordance with the agreement, the Agency provides general administrative functions and other requested services for the Town through the Agency's administrative service agreement with the Authority. Beginning in 2010, the Town paid the Agency a monthly fee of \$2,000 for these services, and the Agency paid the Authority a monthly fee of \$2,000 for these services.

During October 2010, the Agency entered into an administrative service agreement with the Schenectady County Capital Resource Corporation (CRC), an unrelated party. In accordance with the agreement, the Agency provides general administrative functions and other requested services for CRC through the Agency's administrative service agreement with the Authority. Beginning in 2010, CRC paid the Agency a monthly fee of \$2,000 for these services, and the Agency paid the Authority a monthly fee of \$2,000 for these services.

NOTE 6 - ACCOUNTING STANDARD ISSUED BUT NOT YET IMPLEMENTED

In December 2010, GASB issued GASB Statement No. 62, *Codification of Accounting and Financial Reporting Guidance Contained in Pre-November 30, 1989, FASB and AICPA Pronouncements*. The objective of this statement is to incorporate into the GASB's authoritative literature certain accounting and financial reporting pronouncements issued on or before November 30, 1989, that do not conflict with or contradict GASB pronouncements.

**SCHENECTADY COUNTY
INDUSTRIAL DEVELOPMENT AGENCY
(A Component Unit of Schenectady County, New York)**

**NOTES TO FINANCIAL STATEMENTS
December 31, 2010**

NOTE 6 - ACCOUNTING STANDARD ISSUED BUT NOT YET IMPLEMENTED - Continued

This statement also supersedes GASB Statement No. 20, *Accounting and Financial Reporting for Proprietary Funds and Other Governmental Entities That Use Proprietary Fund Accounting*, thereby eliminating the election provided in paragraph 7 of that statement for enterprise funds and business-type activities to apply post-November 30, 1989 FASB Statements and Interpretations that do not conflict with or contradict GASB pronouncements. However, those entities can continue to apply, as other accounting literature, post-November 30, 1989, FASB pronouncements that do not conflict with or contradict GASB pronouncements, including this statement.

GASB Statement No. 62 is effective for financial statements for periods beginning after December 15, 2011; however, early adoption is encouraged. The Agency has not yet adopted this statement.

**SCHENECTADY COUNTY
INDUSTRIAL DEVELOPMENT AGENCY
(A Component Unit of Schenectady County, New York)**

SUPPLEMENTAL INFORMATION - STATEMENT OF INDEBTEDNESS

<u>Project Description</u>	<u>Year Ended December 31, 2010</u>						
	<u>Original Issue Date</u>	<u>Current Interest Rate</u>	<u>Outstanding January 1, 2010</u>	<u>Issued During 2010</u>	<u>Principal Payments 2010</u>	<u>Outstanding December 31, 2010</u>	<u>Final Maturity Date</u>
Living Resources	07/96	8.500%	\$ 290,115	\$ -	\$ 34,352	\$ 255,763	07/16
Union College (Series 2001)	12/01	5.625%	21,915,000	-	915,000	21,000,000	07/31
Sunnyview Hospital 2003A	08/03	Varies	7,010,000	-	180,000	6,830,000	08/33
Sunnyview Hospital 2003B	08/03	Varies	4,295,000	-	110,000	4,185,000	08/33
Ingersoll Adult Home	02/07	Varies	8,885,000	-	120,000	8,765,000	02/37
			<u>\$ 42,395,115</u>	<u>\$ -</u>	<u>\$ 1,359,352</u>	<u>\$ 41,035,763</u>	

**INDEPENDENT AUDITOR'S REPORT
ON INTERNAL CONTROL OVER FINANCIAL REPORTING
AND ON COMPLIANCE AND OTHER MATTERS BASED
ON AN AUDIT OF FINANCIAL STATEMENTS PERFORMED
IN ACCORDANCE WITH GOVERNMENT AUDITING STANDARDS**

Chairman and Members of the Board
Schenectady County Industrial Development Agency
Schenectady, New York

We have audited the financial statements of the Schenectady County Industrial Development Agency (Agency) as of and for the year ended December 31, 2010, and have issued our report thereon dated March 30, 2011. We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States.

Internal Control Over Financial Reporting

In planning and performing our audit, we considered the Agency's internal control over financial reporting as a basis for designing our auditing procedures for the purpose of expressing our opinion on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the Agency's internal control over financial reporting. Accordingly, we do not express an opinion on the effectiveness of the Agency's internal control over financial reporting.

A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct misstatements on a timely basis. A material weakness is a deficiency, or combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected on a timely basis.

Our consideration of internal control over financial reporting was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control over financial reporting that might be deficiencies, significant deficiencies or material weaknesses. We did not identify any deficiencies in internal control over financial reporting that we consider to be material weaknesses, as defined above.

Compliance and Other Matters

As part of obtaining reasonable assurance about whether the Agency's financial statements are free of material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts and grant agreements, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit and, accordingly, we do not express such an opinion. The results of our tests disclosed instances of noncompliance or other matters that are required to be reported under *Government Auditing Standards* and which are described in the accompanying schedule of findings and responses as items 10-01, 10-02, 10-03, and 10-04.

This report is intended solely for the information and use of members and management of the Agency and the New York State Office of the State Comptroller and the New York State Authority Budget Office and is not intended to be and should not be used by anyone other than these specified parties.

Bollam Sheedy Torani & Co LLP

Albany, New York
March 30, 2011

**SCHENECTADY COUNTY
INDUSTRIAL DEVELOPMENT AGENCY
(A Component Unit of Schenectady County, New York)**

**SCHEDULE OF FINDINGS AND RESPONSES
Year Ended December 31, 2010**

Section I - Summary of Auditor's Results

Financial Statements

Type of auditor's report issued: Unqualified

Internal control over financial reporting:

- Material weaknesses identified? _____ Yes X No
- Significant deficiencies identified that are not considered to be material weaknesses? _____ Yes X None Reported
- Noncompliance material to financial statements? _____ Yes X No

Section II - Financial Statement Findings

None

Section III - Compliance Findings

10-01. Posting and Maintaining Reports and Policies on Public Authority Websites

Criteria: The New York State Authorities Budget Office (ABO) issued Policy Guidance on April 12, 2010, in response to The Public Authorities Reform Act (PARA) of 2009. This guidance states that effective immediately, public authorities are required to make specific information available to the public through the internet.

Condition: The Agency is not in compliance with PARA requirements.

Effect: Required Agency reports and policies are currently not available to the public through the internet.

Cause: The Agency did not oversee proper maintenance of the shared website.

Recommendation: Using available ABO guidance, the Agency should update its website and schedule periodic maintenance and review to ensure required information is available to the public in a timely manner.

View of Responsible Officials: The Agency is in the process of updating its website to be in compliance with ABO requirements.

10-02. Acknowledgement of Fiduciary Duty

Criteria: The ABO issued Policy Guidance on March 1, 2010, stating that Board members appointed to their positions prior to the effectiveness of PARA and the implementation of this new requirement are required to execute an Acknowledgement of Fiduciary Duty by May 1, 2010.

Condition: The Agency was not in compliance with Section 2824 of Public Authorities Law.

Effect: The Agency did not have all of the signed acknowledgements by the required date.

Cause: Board members did not sign the acknowledgement in a timely manner.

**SCHENECTADY COUNTY
INDUSTRIAL DEVELOPMENT AGENCY
(A Component Unit of Schenectady County, New York)**

**SCHEDULE OF FINDINGS AND RESPONSES
Year Ended December 31, 2010**

10-02. Acknowledgement of Fiduciary Duty - Continued

Recommendation: The Agency should provide Board members with the necessary acknowledgement and ensure that all documents have been properly executed.

View of Responsible Officials: The Agency has obtained all acknowledgements from Board members.

10-03. Budget Report Filed in the Public Authorities Reporting Information System (PARIS)

Criteria: In accordance with Section 2801 of Public Authorities Law, local authorities must file a budget report 60 days prior to the start of the fiscal year.

Condition: The Agency was not in compliance with Section 2801 of Public Authorities Law.

Effect: The Agency budget information was not available to the public when required.

Cause: The Agency did not update and certify the budget in PARIS.

Recommendation: The Agency should approve its budget and assign an individual to file the report prior to the ABO deadline.

View of Responsible Officials: The Finance Director, under the supervision of the Executive Director, shall be responsible for filing the budget report with PARIS. The Executive Director, under the supervision of the Chairman, shall endeavor to obtain the formal Board of Directors' approval of the budget in advance of the reporting deadline.

10-04. Annual Investment Report

Criteria: In accordance with Section 2925 of Public Authorities Law, local authorities must prepare and approve an investment report on an annual basis.

Condition: The Agency was not in compliance with Section 2925 of Public Authorities Law.

Effect: The Agency's annual investment report was not available to the public.

Cause: The Agency did not prepare an annual investment report.

Recommendation: The Agency should assign an individual to prepare the annual investment report.

View of Responsible Officials: The Executive Director, under the supervision of the Chairman, shall endeavor to obtain the Board of Directors' approval of the Agency's investment policy annually and make the investment policy available to the public.