



**WARREN COUNTY LDC RESOLUTION No. 20241017-1**  
**Approval of an Executed Letter to Kirsh Helmets Inc.**

Introduced by: David Strainer                      Seconded by: Robert Landry

**WHEREAS** a motion is made to approve the attached letter to Kirsh Helmets Inc.

**WHEREAS** the attached letter is issued in regard to Kirsh Helmets Inc. acting in default of the terms of their Promissory Note and Loan Agreement.

**WHEREAS** the attached letter composed and recommended by the WCLDC's legal counsel.


**WHEREAS** Kirsh Helmets Inc. will have 10 days upon receipt of this letter to cure the defaults.

**NOW THEREFORE BE IT RESOLVED**, that the WCLDC Board has approved the attached letter to Kirsh Helmets Inc. Members of the Board of Directors voting as indicated below:

Michael Wild	Yes/No/Absent	Robert Landry	Yes/No/Absent
Nathan Etu	Yes/No/Absent	Mark Smith	Yes/No/Absent
David Strainer	Yes/No/Absent	Gene Merlino	Yes/No/Absent
Nancy Turner	Yes/No/Absent		

I, Robert Landry Secretary of the Warren County Local Development Corp, (WCLDC) hereby certify that this resolution was duly adopted by the Board of Directors of said corporation, at a meeting of said Board duly called and held on the 17<sup>th</sup> day of October 2024, at which a quorum of said Board was present, and that the same is true and correct of the transcript of said resolution, entered in the regular book of minutes of proceedings of WCLDC.

In witness where, I have hereunto set my hand on the 26 day of November 2024.

  
Robert Landry – Secretary Warren County LDC



**FitzGerald Morris  
Baker Firth**

*Kara I Lais*  
Partner  
*kil@fmbf-law.com*

Jason Kirshon  
Donald DeVito II  
Kirsh Helmets, Inc.  
251 State Street  
Schenectady, New York 12305

Re: Warren County Local Development Corp.  
\$167,513.00 Promissory Note

Dear Jason and Donald:

This correspondence is in connection with the above referenced loan dated July 6, 2020. As of the date of this letter, Kirsh Helmets, Inc. (the "Company") is in default of the following loan terms:

- a. Loan Agreement – Section 5.01(a) and Promissory Note – Section 4(b). Company failed to make a principal and interest payment due and payable on September 6, 2024 and October 6, 2024. The total overdue principal and interest payment and late fees and penalties is \$79,994.55.
- b. Loan Agreement – Section 5.01(c). Company relocated its operations outside of Warren County without the consent of the lender. It is our understanding that the Company has ceased operations at the 75 Big Boom Road, Queensbury location.
- c. Loan Agreement – Section 5.01(d) and Security Agreement – Section 6. Company relocated its equipment outside of Warren County without the consent of the lender. It is our understanding that the Company's equipment has been moved to a facility located in the Town of Hadley, County of Saratoga.

Pursuant to the terms of the loan documents referenced herein, the Company shall have a period of ten (10) days to cure such defaults. In the event such defaults are not cured within 10 days, then the Warren County LDC shall have the right to (i) declare all remaining outstanding principal and interest immediately due and payable and (ii) secure the collateral.

As discussed at the recent meeting of the Warren County LDC, we understand that you are working on addressing these items.

If you have any questions do not hesitate to contact the undersigned.

**Kara I. Lais**

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**WARREN COUNTY LDC RESOLUTION No. 20241017-2**  
**Approval for the WCLDC to Explore Public Transportation Extensions with CDTA**

Introduced by: Mark Smith Seconded by: Robert Landry

**WHEREAS** a motion is made to approve the WCLDC Explore Public Transportation Extensions with CDTA;

**WHEREAS** the WCLDC will target extensions that can benefit local employers;

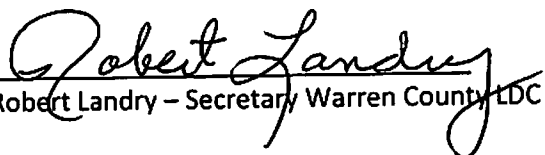
**WHEREAS** the extensions explored are to be piloted within the two (2) years of the date of this resolution.

**NOW THEREFORE BE IT RESOLVED**, that the WCLDC Board has approved the exploration of public transportation extensions with CDTA. Members of the Board of Directors voting as indicated below:

Michael Wild	Yes/No/Absent	Robert Landry	Yes/No/Absent
Nathan Etu	Yes/No/Absent	Mark Smith	Yes/No/Absent
David Strainer	Yes/No/Absent	Gene Merlino	Yes/No/Absent
Nancy Turner	Yes/No/Absent		

I, Robert Landry Secretary of the Warren County Local Development Corp, (WCLDC) do hereby certify that this resolution was duly adopted by the Board of Directors of said corporation, at a meeting of said Board duly called and held on the 17<sup>th</sup> day of October 2024, at which a quorum of said Board was present, and that the same is true and correct in the transcript of said resolution, entered in the regular book of minutes of proceedings of WCLDC.

In witness where, I have hereunto set my hand on the 26 day of November 2024.

  
Robert Landry – Secretary Warren County LDC