

**NASSAU COUNTY INDUSTRIAL  
DEVELOPMENT AGENCY**

**APPLICATION FOR FINANCIAL ASSISTANCE**

**APPLICATION OF:**

\_\_\_\_\_  
Frequency Electronics, Inc.

**APPLICANT NAME**

Please respond to all questions in this Application for Financial Assistance (the "Application") by, as appropriate:

- Filling in blanks;
- checking the applicable term(s);
- attaching additional text (with notation in Application such as "see Schedule H, Item # 1", etc.); or
- writing "N.A.", signifying "not applicable".

All attachments responsive to questions found in this Application should be clearly labeled and attached as Schedule I to the Application. If an estimate is given, enter "EST" after the figure. One signed original and one photocopy of the Application (including all attachments) must be submitted.

The following amounts are payable to the Nassau County Industrial Development Agency (the "Agency") at the time this Application is submitted to the Agency: (i) a \$1,000 non-refundable application fee (the "Application Fee"); (ii) a \$3,500 expense deposit for the Agency's Transaction/Bond Counsel fees and expenses (the "Counsel Fee Deposit"), (iii) a \$2,500 expense deposit for the cost/benefit analysis with respect to the project contemplated by this Application (the "Cost/Benefit Deposit"), and (iv) a \$500 expense deposit for the real property tax valuation analysis, if applicable, with respect to the project contemplated by this Application (the "Valuation Deposit"). The Application Fee will not be credited against any other fees or expenses which are or become payable to the Agency in connection with this Application or the project contemplated herein (the "Project"). In the event that the subject transaction does not close for any reason, the Agency may use all or any part of the Counsel Fee Deposit, the Cost/Benefit Deposit and/or the Valuation Deposit to defray the cost of Transaction/Bond Counsel fees and expenses, the cost of obtaining a cost/benefit analysis and/or the cost of obtaining a real property tax valuation with respect to the Project. In the event that the subject transaction does close, the Counsel Fee Deposit, the Cost/Benefit Deposit and the Valuation Deposit shall be credited against the applicable expenses incurred by the Agency with respect to the Project.

**Every signature page comprising part of this Application must be signed by the Applicant or this Application will not be considered complete or accepted for consideration by the Agency.**

The Agency's acceptance of this Application for consideration does not constitute a commitment on the part of the Agency to undertake the proposed Project, to grant any financial assistance with respect to the proposed Project or to enter into any negotiations with respect to the proposed Project.

Information provided herein may be subject to disclosure under the New York Freedom of Information Law (New York Public Officers Law § 84 et seq.) ("FOIL"). If the Applicant believes that a portion of the material submitted with this Application is protected from disclosure under FOIL, the Applicant should mark the applicable section(s) or page(s) as "confidential" and state the applicable exception to disclosure under FOIL.

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**DATE**

**PART I. APPLICANT**

A. APPLICANT FOR FINANCIAL ASSISTANCE:

Name: Frequency Electronics, Inc.

Address: 55 Charles Lindbergh Blvd. Mitchel Field Garden City, NY 11553

Fax: \_\_\_\_\_

NY State Dept. of

Labor Reg #: 36-727153 Federal Employer ID #:

NAICS Code #: 334515 - Instrument Manufacturing for Measuring and Testing  
Electricity and Electrical Signals and 551114 - Corporate, Subsidiary and Regional  
Managing Offices

Website: www.frequelec.com

Name of CEO or

Authorized Representative Certifying Application: Steve Bernstein

Title of Officer: Chief Financial Officer

Phone Number: (516) 794-4500 E-Mail Steven.Bernstein@frequelec.com

B. BUSINESS TYPE (Check applicable status. Complete blanks as necessary):

Sole Proprietorship \_\_\_ General Partnership \_\_\_ Limited Partnership \_\_\_

Limited Liability Company \_\_\_ Privately Held Corporation \_\_\_

Publicly Held Corporation X Exchange listed on NASDAQ (FEIM)

Not-for-Profit Corporation \_\_\_

Income taxed as: Subchapter S \_\_\_ Subchapter C \_\_\_  
C Corporation X Partnership \_\_\_

State and Year of Incorporation/Organization: Delaware, 1968

Qualified to do Business in New York: Yes X No \_\_\_ N/A \_\_\_

C. APPLICANT COUNSEL:

Firm name: Hunton, Andrews and Kurth LLP  
Address: 200 Park Avenue  
New York, NY 10166  
Primary  
Contact: Douglas H. Hoffmann ([dhoffmann@huntonak.com](mailto:dhoffmann@huntonak.com))  
Phone: (212) 309-1208

D. Principal stockholders, members or partners, if any (i.e., owners of 10% or more of equity/voting rights in Applicant):

The chart below shows individuals/entities owning 10% or more of the Company's shares:

Individual or Entity	Percent Ownership
Edenbrook Capital Partners, LLC	16.20%

E. If any of the persons described in the response to the preceding Question, or a group of said persons, owns more than a 50% interest in the Applicant, list all other entities which are related to the Applicant by virtue of such persons having more than a 50% interest in such entities:

N/A

F. Is the Applicant related to any other entity by reason of more than 50% common ownership? If YES, indicate name of related entity and relationship:

YES \_\_\_ NO X

G. List parent corporation, sister corporations and subsidiaries, if any:

Wholly-owned Subsidiaries:

- FEI Communications Inc.
- FEI Government Systems Inc.
- FEI-Zyfer Inc.
- FEI-Elcom Technologies
- FEI-Asia Ltd

H. Has the Applicant (or any parent company, subsidiary, affiliate or related entity or person) been involved in, applied for or benefited by any prior industrial development financing in the municipality in which this Project is located, whether by the Agency or

or village, or, if the Project is not in an incorporated city or village, Nassau County.) If YES, describe:

YES \_\_\_ NO X

- I. Is the Applicant (or any parent company, subsidiary, affiliate or related entity or person) or any principal(s) of the Applicant or its related entities involved in any litigation or aware of any threatened litigation that would have a material adverse effect on the Applicant's financial condition or the financial condition of said principal(s)? If YES, attach details at Schedule I.

YES \_\_\_ NO X

- J. Has the Applicant (or any parent company, subsidiary, affiliate or related entity or person) or any principal(s) of the Applicant or its related entities, or any other business or concern with which such entities, persons or principal(s) have been connected, ever been involved, as debtor, in bankruptcy, creditors rights or receivership proceedings or sought protection from creditors? If YES, attach details at Schedule I.

YES \_\_\_ NO X

- K. Has the Applicant (or any parent company, subsidiary, affiliate or related entity or person) or any principal(s) of the Applicant or its related entities, ever been convicted of any felony or misdemeanor (other than minor traffic offenses), or have any such related persons or principal(s) held positions or ownership interests in any firm or corporation that has been convicted of a felony or misdemeanor (other than minor traffic offenses), or are any of the foregoing the subject of a pending criminal proceeding or investigation? If YES, attach details at Schedule I.

YES \_\_\_ NO X

- L. Has the Applicant (or any parent company, subsidiary, affiliate or related entity or person) or any principal(s) of the Applicant or its related entities, or any other business or concern with which such entities, persons or principal(s) have been connected, been cited for (or is there a pending proceeding or investigation with respect to) a civil violation of federal, state or local laws or regulations with respect to labor practices, hazardous wastes, environmental pollution, taxation, or other operating practices? If YES, attach details at Schedule I.

YES \_\_\_ NO X

- M. Is the Applicant (or any parent company, subsidiary, affiliate or related entity or person) or any principal(s) of the Applicant or its related entities, or any other business or concern with which such entities, persons or principal(s) have been connected, delinquent or have

any of the foregoing persons or entities been delinquent on any New York State, federal or local tax obligations within the past five (5) years? If YES, attach details at Schedule I.

YES

NO

- N. Complete the following information for principals (including, in the case of corporations, officers and members of the board of directors and, in the case of limited liability company, members and managers) of the Applicant:

**Officers**

<b>Name</b>	<b>Title</b>	<b>Other Business Affiliation</b>
Stanton Sloane	President & CEO	
Martin Bloch	Chief Scientist	
Markus Hechler	Executive Vice President, President of FEI Government Systems and Treasurer and Secretary	
Oleandro Mancini	Senior Vice President Business Development	
Steven Strang	President, FEI-Zyfer	
James Davis	President, FEI-Elcom Tech	
Thomas McClelland	Vice President, Advanced Development	
Adrian Lalicata	Vice President, RF & Microwave Systems	
Steven L. Bernstein	Chief Financial Officer	

**Board of Directors**

<b>Name</b>	<b>Title</b>	<b>Other Business Affiliation</b>
Martin Bloch	Executive Chairman of the Board	
Joel Girsky	Director and Chairman of Audit Committee	
Jonathan Brolin	Director	Managing Partner Edenbrook Capital, LLC

Richard Schwartz	Director	Former Chairman and CEO ATK (retired)
Stanton D. Sloane	Director	President and CEO of Frequency Electronics Inc.
Russell Sarachek	Director	Managing Director of Contra Capital Management, LLC
General Lance W. Lord	Director	Chairman and CEO of L2 Aerospace

Do any of the foregoing principals hold elected or appointive positions with New York State, any political division of New York State or any other governmental agency? If YES, attach details at Schedule I.

YES \_\_\_ NO X

Are any of the foregoing principals employed by any federal, state or local municipality or any agency, authority, department, board, or commission thereof or any other governmental or quasi-governmental organization?

YES \_\_\_ NO X

O. Operation at existing location(s) (Complete separate Section O for each existing location):

1. (a) Location: 55 Charles Lindbergh Blvd. Mitchel Field Garden City, NY 11553

(b) Number of Employees: Full-Time: 140 Part-Time: 0

(c) Annual Payroll, excluding benefits: \$15,246,875 (does not include executives)

(d) Type of operation (e.g. manufacturing, wholesale, distribution, retail, etc.) and products or services: Headquarters and manufacturing

(e) Size of existing facility real property (i.e., acreage of land): 16.5 acres

(f) Buildings (number and square footage of each): two industrial/flex space buildings: one at 107,825 sf and the second at 91,485 sf

(g) Applicant's interest in the facility

FEE TITLE: \_\_\_ LEASE: X OTHER (describe below): \_\_\_

2. Will the completion of the proposed Project result in the removal of a plant or facility of the Applicant, or of a proposed user, occupant or tenant of the Project, or a relocation of any employee of the Applicant, or any employee of a proposed user, occupant or tenant of the Project, from one area of the State of New York (but outside of Nassau County) to a location in Nassau County or in the abandonment of such a plant or facility located in an area of the State of New York outside of Nassau County? If YES, complete the attached Anti-Raiding Questionnaire (Schedule D).

YES \_\_\_ NO X

3. Will the proposed Project result in the removal or abandonment of a plant or facility of the Applicant, or of a proposed user, occupant or tenant of the proposed Project, or a relocation of any employee of the Applicant, or any employee of a proposed user, occupant or tenant of the proposed Project, located within Nassau County? If YES, identify the location of the plant or facility and provide explanation.

YES X NO x

- P. Has the Applicant considered moving to another state or another location within New York State? If YES, explain circumstances.

YES X NO \_\_\_

The Applicant is currently weighing whether to renovate the existing facility or disperse the work among its existing global footprint at lower cost locations. The Applicant seeks a facility of approximately 90,000 sf. Within Nassau County, the Applicant is considering renewing the existing lease at 55 Charles Lindbergh Blvd. with extensive renovations.

- Q. Does any one supplier or customer account for over 50% of Applicant's annual purchases or sales, respectively? If YES, attach name and contact information for supplier and/or customer, as applicable:

YES \_\_\_ NO X

- R. Does the Applicant (including any related entity or person) or any principal(s) of the Applicant or its related entities, or any other business or concern with which such entities, persons or principal(s) have been connected, have any contractual or other relationship with the Agency or the County of Nassau? If YES, attach details at Schedule I.

YES \_\_\_ NO X

- S. Nature of Applicant's business (e.g., description of goods to be sold, products manufactured, assembled or processed, services rendered):





Square footage of building: \_\_\_\_\_

**X** Acquisition of Furniture/Machinery/Equipment

List principal items or categories:

Office furniture and equipment.

- C. Briefly describe the purpose of the proposed Project, the reasons why the Project is necessary to the Applicant and why the Agency's financial assistance is necessary, and the effect the Project will have on the Applicant's business or operations:

Frequency Electronics, Inc. ("FEI" or the "Company") was founded in 1962 and is now a well-established public company in Long Island, New York, and trades on the NASDAQ Stock Exchange under the symbol FEIM. It has six wholly-owned subsidiaries: FEI Communications Inc. and FEI Government Systems Inc., located in Mitchel Field, New York; FEI-Zyfer Inc., located in Garden Grove, California; FEI-Asia Ltd., located in the free trade zone in Tianjin, China. FEI and its subsidiaries are major worldwide suppliers of Precision Time and Frequency (PT&F) products for ground, seaborne, airborne, and space terminals and platforms used by commercial and government/military systems suppliers.

In the mid-1990s, the Company transformed itself from a defense contract manufacturer into a high-tech provider of precision time and frequency products used to synchronize voice, data and video transmissions in wireless communications systems. These systems are found in both ground-based stations and on-board commercial satellites. The Company also continues to support the United States government with products for defense or space applications but it will do so with more emphasis on COTS (commercial off-the-shelf) products than on contract-based projects.

The Company is seeking assistance from the Nassau County IDA and Empire State Development for the redevelopment of a headquarters facility with a range of investment in real estate improvements of \$3.5 million, to be repaid through the lease. Improvements include HVAC equipment, windows, general tenant improvements and building systems. The budget for machinery and equipment is to be determined. The project would retain 140 full-time professional jobs paying an average salary of approximately \$108,000 and may create 116 new jobs paying an average salary of about \$76,000.

After losing several headquarters in recent years, the region has a critical need to retain this project, the Company's highly skilled professional workforce, and economic and fiscal impact of the business and its employees. In addition, retention of manufacturing operations is a high priority for Long Island's business community.

- D. Is there a likelihood that the proposed Project would not be undertaken by the Applicant but for the granting of the financial assistance by the Agency? (If yes, explain; if no,

explain why the Agency should grant the financial assistance with respect to the proposed Project)

YES  X

NO    

The Applicant has been a substantial contributor to the local community and is considering retaining its corporate headquarters in Nassau County. The Applicant would like assistance with the costs associated with building out its new headquarters and the tax burden associated with the new space. These are important factors for the Company as it strives to remain competitive in its industry. A final location decision will be made based on the best business opportunity.

- E. If the Applicant is unable to arrange Agency financing or other Agency financial assistance for the Project, what will be the impact on the Applicant and Nassau County? Would the Applicant proceed with the Project without Agency financing or other Agency financial assistance? Describe.

Without support from Nassau County and Empire State Development, the Applicant would consider relocating key work outside of New York and not creating new jobs in New York.

- F. Location of Project

Street Address: 55 Charles Lindberg Blvd

City/Village(s):  N/A

Town(s):  Hempstead

School District(s):  Uniondale 2

Tax Map Section:  44  Block:  F  Lot:  377

Census Tract Number:  4073019

- G. Present use of the Project site:  Flex manufacturing/warehouse/office .

- H. (a) What are the current real estate taxes on the Project site? (If amount of current taxes is not available, provide assessed value for each):

Option A: 55 Charles Lindberg Blvd -- 2018

General:	\$ <u> 581,891.83 </u>
School:	\$ <u> 663,757.53 </u>
Village:	\$ <u> N/A </u>

(b) Are tax certiorari proceedings currently pending with respect to the Project real property? If YES, attach details at Schedule I including copies of pleadings, decisions, etc.

YES \_\_\_

NO X

I. Describe proposed Project site ownership structure (i.e., Applicant or other entity):

Leased to the Applicant by unaffiliated owner.

J. To what purpose will the building or buildings to be acquired, constructed or renovated be used by the Applicant? (Include description of goods to be sold, products to be manufactured, assembled or processed and services to be rendered.)

If Applicant selects one of the Nassau County real estate options, the building will be used as a corporate headquarters and manufacturing facility.

K. If any space in the Project is to be leased to or occupied by third parties (i.e., parties not related to the Applicant), or is currently leased to or occupied by third parties who will remain as tenants, provide the names and contact information for each such tenant, indicate total square footage of the Project to be leased to each tenant, and describe proposed use by each tenant:

N/A

L. Provide, to the extent available, the information requested, in Part I, Questions A, B, D and O, with respect to any party described in the preceding response.

N/A

M. Does the proposed Project meet zoning/land use requirements at proposed location? Yes.

1. Describe present zoning/land use: \_\_\_\_\_

2. Describe required zoning/land use, if different: \_\_\_\_\_

3. If a change in zoning/land use is required, please provide details/status of any request for change of zoning/land use requirements:

N/A

N. Does the Applicant, or any related entity or person, currently hold a lease or license on the Project site? If YES, please provide details and a copy of the lease/license.

YES X

NO \_\_\_

O. Does the Applicant, or any related entity or person, currently hold fee title to (i.e. own) the Project site?

YES \_\_\_\_ NO X

If YES, indicate:

- (a) Date of purchase: \_\_\_\_\_
- (b) Purchase price: \$ \_\_\_\_\_
- (c) Balance of existing mortgage, if any: \$ \_\_\_\_\_
- (d) Name of mortgage holder: \_\_\_\_\_
- (e) Special conditions: \_\_\_\_\_

If NO, indicate name of present owner of Project site: Reckson Associates Realty Corp.

P. Does the Applicant or any related person or entity have an option or a contract to purchase the Project site and/or any buildings on the Project site?

YES \_\_\_\_ NO X

If YES, attach copy of contract or option at Schedule I and indicate:

- (a) Date signed: \_\_\_\_\_
- (b) Purchase price: \$ \_\_\_\_\_
- (c) Closing date: \_\_\_\_\_

Is there a relationship legally or by virtue of common control or ownership between the Applicant (and/or its principals) and the seller of the Project (and/or its principals)?

If YES, describe:

YES \_\_\_\_ NO X

Q. Will customers personally visit the Project site for either of the following economic activities? If YES with respect to either economic activity indicated below, complete the attached Retail Questionnaire (Schedule E).

Sales of Goods: YES \_\_\_\_ NO X Sales of Services: YES \_\_\_\_ NO X

- R. Describe the social and economic conditions in the community where the Project site is or will be located and the impact of the proposed Project on the community (including impact on infrastructure, transportation, fire and police and other government-provided services):

The proposed Project will retain 140 professional jobs in the community and may add 116 full-time professional positions. The Project will have no impact on current infrastructure and public services.

Founded in New York in 1962, the Applicant is an innovative, high tech company with its corporate headquarters in Nassau County, along with manufacturing an engineering operations. Its expansion project would result in continued growth of the local economy and continued contributions to the tax base and local government, as well as growth in the region's advanced manufacturing base.

- S. Identify the following Project parties (if applicable):

Architect: TBD  
Engineer: TBD  
Contractors: TBD

- T. Will the Project be designed and constructed to comply with Green Building Standards? (if YES, describe the LEED green building rating that will be achieved):

YES  NO

- U. Is the proposed Project site located on a Brownfield? (if YES, provide description of contamination and proposed remediation)

YES  NO

- V. Will the proposed Project produce a unique service or product or provide a service that is not otherwise available in the community in which the proposed Project site is located?

YES  NO

The project presents an opportunity to retain a major headquarters operation in Nassau County. In recent years, several of Long Island's public companies and major facilities have moved out of the region following acquisitions by out of state corporations. This project would signify a coordinated effort by the State of New York, Nassau County IDA and the Company to both keep and add high paying headquarters jobs in the region.

- W. Is the proposed Project site currently subject to an IDA transaction (whether through the Agency or otherwise)? If yes, explain.

YES \_\_\_\_\_

NO  X

**PART III. CAPITAL COSTS OF THE PROJECT**

A. Provide an estimate of cost of all items listed below: see piw

	<u>Item</u>	<u>Cost</u>
1.	Land and/or Building Acquisition	\$ _____
2.	Building Demolition	\$ _____
3.	Construction/Reconstruction/Renovation	<u>\$3.5 million</u>
4.	Site Work	\$ _____
5.	Infrastructure Work	\$ _____
6.	Architectural/Engineering Fees	\$ _____
7.	Applicant's Legal Fees	\$ _____
8.	Financial Fees	\$ _____
9.	Other Professional Fees	\$ _____
10.	Furniture, Equipment & Machinery Acquisition (not included in 3. above)	\$ <u>TBD</u>
11.	Other Soft Costs (describe)	\$ _____
12.	Other (describe)	\$ _____
	<b>Total</b>	<u>\$3.5 million</u>

B. Estimated Sources of Funds for Project Costs:

a.	Tax-Exempt IDA Bonds:	\$ _____
b.	Taxable IDA Bonds:	\$ _____
c.	Conventional Mortgage Loans:	\$ _____
d.	SBA or other Governmental Financing: Identify: _____	\$ _____
e.	Other Public Sources (e.g., grants, tax credits): Identify: _____	\$ _____
f.	Other Loans:	\$ _____
g.	Equity Investment: (excluding equity attributable to grants/tax credits)	\$ <u>100%</u>
	<b>TOTAL</b>	\$ _____

What percentage of the total project costs are funded/financed from public sector sources: 0 % (Note: TBD based on ultimate level of incentives achieved from Nassau County and State of New York)

C. Have any of the above costs been paid or incurred (including contracts of sale or purchase orders) as of the date of this application? If YES, describe particulars on a separate sheet.



YES  NO

- D. Are items of working capital, moving expenses, work in progress, or stock in trade included in the proposed uses of the bond proceeds (if applicable)? If YES, provide details:

YES  NO

- E. Will any of the funds to be borrowed through the Agency's issuance of bonds, if applicable, be used to repay or refinance an existing mortgage, outstanding loan or an outstanding bond issue? If YES, provide details:

YES  NO

- F. Has the Applicant made any arrangement for the marketing or the purchase of the bonds or the provision of other third party financing (if applicable)? If YES, indicate with whom (subject to Agency approval) and provide a copy of any term sheet or commitment letter issued with respect to such financing.

YES  NO  NOT APPLICABLE

N/A

- G. Construction Cost Breakdown:

Total Cost of Construction: \$ 3,500,000 (sum of 2-5 and 10 in Question A above)

Cost for materials: \$ 1,750,000

% Sourced in County: 100 %

% Sourced in State: \_\_\_\_\_ % (incl. County)

Cost for labor: \$ 1,750,000

% Sourced in County: 100 %

% Sourced in State: \_\_\_\_\_ % (incl. County)

Cost for "other": \$ \_\_\_\_\_

% Sourced in County: \_\_\_\_\_ %

% Sourced in County: \_\_\_\_\_ % (incl. County)

The Applicant acknowledges that the transaction/bond documents may include a covenant by the Applicant to undertake and document the total amount of capital investment as set forth in this Application.

#### **PART IV. COST/BENEFIT ANALYSIS**

- A. If the Applicant presently operates in Nassau County, provide the current annual payroll. Estimate projected payroll at the Project site in First Year, Second Year and Third Year after completion of the Project:

*Note: payroll shown below does not include C-Level executives' compensation.*

*The additional payroll was calculated using the mid-range of the pay scale for each new position. The chart does not assume raises.*

	Present	Year 1	Year 2	Year 3	Year 4	Year 5
Full-time:	\$15,246,875	\$17,014,375	\$19,144,375	\$21,776,875	\$23,239,375	\$24,011,875
Part-time: <sup>1</sup>						

List the average salaries or provide ranges of salaries for the following categories of jobs (on a full-time equivalency basis) projected to be retained/created in Nassau County as a result of the proposed Project:

Category of Jobs to be Created:	Average Salary or Range of Salary:	Average Fringe Benefits or Range of Fringe Benefits
Management		
Professional (Engineer)	\$85,000 to \$150,000	10% to 15%
Professional (Technician)	\$45,000-\$85,000	10% to 15%
Professional (Sales)	\$100,000+	10% to 15%
Administrative		
Production (Assembly)	\$35,000-\$60,000	10% to 15%
Supervisor		
Laborer		
Independent Contractor <sup>2</sup>		
Other		

The Agency may utilize the foregoing employment projections and the projections set forth in Schedule C, among other things, to determine the financial assistance that will be offered by the Agency to the Applicant. The Applicant acknowledges that the transaction/bond documents may include a covenant by the Applicant to retain the number of jobs, types of occupations and amount of payroll with respect to the Project set forth in this Application.

- B. (i) Will the Applicant transfer current employees from existing location(s)? If YES, describe, please describe the number of current employees to be transferred and the location from which such employees would be transferred:

YES  NO

- (ii) Describe the number of estimated full time equivalent construction jobs to be created as a result of undertaking the project, to the extent any:

<sup>1</sup> NOTE: The Agency converts part-time jobs into FTE's for evaluation and reporting purposes by dividing the number of part-time jobs by two (2).

<sup>2</sup> As used in this chart, this category includes employees of independent contractors.

Internal fit out and improvements to HVAC and other building systems, likely to generate several full time equivalent positions in various trades during the course of renovation.

- C. What, if any, is the anticipated increase in the dollar amount of production, sales or services following completion of the Project?

Not able to be determined at this time.

What percentage of the foregoing amount is subject to New York sales and use tax?

\_\_\_\_\_ TBD \_\_\_\_\_ %

What percentage of the Applicant's total dollar amount of production, sales or services (including production, sales or services rendered following completion of the Project) are made to customers outside the economic development region (i.e., Nassau and Suffolk Counties)?

\_\_\_\_\_ 100 \_\_\_\_\_ %

Describe any other municipal revenues that will result from the Project (excluding the above and any PILOT payments):

Increased New York State corporate, personal, sales and transaction taxes.

- D. What is the estimated aggregate annual amount of goods and services to be purchased by the Applicant for each year after completion of the Project and what portion will be sourced from businesses located in the County and the State (including the County):

	<u>Amount</u>	<u>% Sourced in County</u>	<u>% Sourced in State</u>
Year 1	<u>See E below.</u>	_____	_____
Year 2	_____	_____	_____
Year 3	_____	_____	_____

- E. Describe, if applicable, other benefits to the County anticipated as a result of the Project, including a projected annual estimate of additional sales tax revenue generated, directly and indirectly, as a result of undertaking the project:

The project adds 116 new jobs and \$8.8 million in payroll, resulting in new home sales and support for other local businesses.

- F. Estimated Value of Requested Financial Assistance:

Estimated Value of Sales Tax Benefit: \$ approx.. 152,000  
(i.e., gross amount of cost of goods and services)

that are subject to state and local sales and use taxes multiplied by 8.625%)

Estimated Value of Mortgage Tax Benefit: \$     N/A      
(i.e., principal amount of mortgage loans multiplied by [0.75%])

Estimated Property Tax Benefit:

Will the proposed Project utilize a property tax exemption benefit other than from the Agency:     no      
(if so, please describe)

Term of PILOT Requested:  
Existing Property Taxes on Land and Building: \$       
Estimated Property Taxes on completed Project: \$     TBD      
(without Agency financial assistance)

NOTE: Upon receipt of this Application by the Agency, the Agency's staff will create a PILOT schedule and estimate the amount of PILOT Benefit/Cost utilizing anticipated tax rates and assessed valuation, and attach such information as Exhibit A hereto.

- G. Describe and estimate any other one-time municipal revenues (not including fees payable to the Agency) that the Project will create:

In addition to sales tax and property tax, the project will bolster the local tax base by continuing to grow the company within the community.

**PART V. PROJECT SCHEDULE**

A. If applicable, has construction/reconstruction/renovation work on the Project begun? If YES, indicate the percentage of completion:

- |    |                               |                     |                  |
|----|-------------------------------|---------------------|------------------|
| 1. | (a) Site clearance            | N/A                 | _____ % complete |
|    | (b) Environmental Remediation | N/A                 | _____ % complete |
|    | (c) Foundation                | N/A                 | _____ % complete |
|    | (d) Footings                  | N/A                 | _____ % complete |
|    | (e) Steel                     | N/A                 | _____ % complete |
|    | (f) Masonry                   | N/A                 | _____ % complete |
|    | (g) Interior                  | YES ___ NO <u>X</u> | _____ % complete |
|    | (h) Other (describe below):   | N/A                 | _____ % complete |

2. If NO to all of the above categories, what is the proposed date of commencement of construction, reconstruction, renovation, installation or equipping of the Project?

Construction would begin Q1 2019 assuming the Company elects to remain at the current location.

B. Provide an estimate of time schedule to complete the Project and when the first use of the Project is expected to occur:

The project is expected to require one year to complete (Q1 2020).

**PART VI. ENVIRONMENTAL IMPACT**

A. What is the expected environmental impact of the Project? (Complete the attached Environmental Assessment Form (Schedule G)).

None. This is internal renovation of an existing building.

B. Is an environmental impact statement required by Article 8 of the N.Y. Environmental Conservation Law (i.e., the New York State Environmental Quality Review Act)?

YES \_\_\_\_\_ NO X

C. Please be advised that the Agency may require at the sole cost and expense of the Applicant the preparation and delivery to the Agency of an environmental report in form and scope satisfactory to the Agency, depending on the responses set forth in the Environmental Assessment Form. If an environmental report has been or is being prepared in connection with the Project, please provide a copy.

D. The Applicant authorizes the Agency to make inquiry of the United States Environmental Protection Agency, the New York State Department of Environmental Conservation or any other appropriate federal, state or local governmental agency or authority as to whether the Project site or any property adjacent to or within the immediate vicinity of the Project site is or has been identified as a site at which hazardous substances are being or have been used, stored, treated, generated, transported, processed, handled, produced, released or disposed of. The Applicant will be required to secure the written consent of the owner of the Project site to such inquiries (if the Applicant is not the owner), upon request of the Agency.

THE UNDERSIGNED HEREBY CERTIFIES, under penalties of perjury, that the answers and information provided above and in any schedule, exhibit or statement attached hereto are true, accurate and complete, to the best of the knowledge of the undersigned.

Name of Applicant: Frequency Electronics, Inc.  
Signature: [Handwritten Signature]  
Name: Steven Bernstein  
Title: CFO  
Date: 5/24/18

Sworn to before me this 24  
day of May, 2018

[Handwritten Signature]

Notary Public  
**CAROL A. BAKTIS**  
Notary Public, State of New York  
No. 01BA6076621  
Qualified in Nassau County  
Commission Expires June 24, 2020

**CERTIFICATIONS AND ACKNOWLEDGMENTS  
OF THE APPLICANT**

**FIRST:**

The Applicant hereby certifies that, if financial assistance is provided by the Agency for the proposed project, no funds of the Agency (i) shall be used in connection with the Project for the purpose of preventing the establishment of an industrial or manufacturing plant or for the purpose of advertising or promotional materials which depict elected or appointed government officials in either print or electronic media, (ii) be given to any group or organization which is attempting to prevent the establishment of an industrial or manufacturing plant within the State.

**SECOND:**

The Applicant hereby certifies that no member, manager, principal, officer or director of the Applicant or any affiliate thereof has any blood, marital or business relationship with any member of the Agency (or any member of the family of any member of the Agency).

**THIRD:**

The Applicant hereby certifies that neither the Applicant nor any of its affiliates, nor any of their respective partners, members, shareholders or other equity owners (other than equity owners of publicly-traded companies), nor any of their respective employees, officers, directors, or representatives (i) is a person or entity with whom United States persons or entities are restricted from doing business under regulations of the Office of Foreign Asset Control (OFAC) of the Department of the Treasury, including those named on OFAC's Specially Designated and Blocked Persons List, or under any statute, executive order or other governmental action, or (ii) has engaged in any dealings or transactions or is otherwise associated with such persons or entities.

**FOURTH:**

The Applicant hereby acknowledges that the Agency shall obtain and hereby authorizes the Agency to obtain credit reports and other financial background information and perform other due diligence on the Applicant and/or any other entity or individual related thereto, as the Agency may deem necessary to provide the requested financial assistance.

**FIFTH:**

The Applicant hereby certifies that each owner, occupant or operator that would receive financial assistance with respect to the proposed Project is in substantial compliance with applicable federal, state and local tax, worker protection and environmental laws, rules and regulations.

**SIXTH:**

The Applicant hereby acknowledges that the submission to the Agency of any knowingly false or knowingly misleading information may lead to the immediate termination of any financial assistance and the recapture from the Applicant of an amount equal to all or any part of any tax exemption claimed by reason of the Agency's involvement in the Project.

**SEVENTH:**

The Applicant hereby certifies that, as of the date of this Application, the Applicant is in substantial 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.

**EIGHTH:**

(i) Does the Project propose the creation of housing?

YES \_\_\_ NO X

If YES, how many units? \_\_\_\_\_

If YES, the Applicant hereby certifies that:

- (a) the Applicant has adopted a Fair Housing/Equal Housing Opportunity Policy substantially in the form of Exhibit B to this Application;
- (b) the proposed Project complies with applicable fair housing laws and that eligibility criteria for housing in any part of the Project will not include any residency requirements or preferences, including durational ones, age restrictions (unless for senior housing permitted by law), or other discriminatory criteria;
- (c) the Applicant (1) has posted its Fair Housing/Equal Housing Opportunity Policy publicly; and (2) will display fair housing law posters for consumers in its rental or sales office(s), in a form substantially similar to the model fair housing posters attached to this Application as Exhibit C (the Agency will provide applicants with fair housing law posters for display upon request by an applicant); and
- (d) key employees of the Applicant in charge of marketing and rental of the Project have completed (or will complete within one year of closing) four (4) hours of fair housing training provided by Long Island Housing Services ("LIHS") at a reasonably acceptable time and location and at no additional cost to the Applicant. In the event LIHS declines to provide or make available reasonably acceptable no-cost fair housing training, the provisions of this Certification VIII(i)(d) shall cease to be of any force and effect.

(ii) If YES to (i) above, does the Project propose the creation of "affordable" or "workforce" housing ("Affordable Housing")?

YES \_\_\_ NO \_\_\_

If YES, the Applicant hereby certifies that the Applicant (1) has adopted a non-discriminatory affirmative marketing plan that meets the criteria set forth in Exhibit D to this Application; and (2) will submit such marketing plan to the Agency in writing prior to closing.

If YES, answer the following questions:

(a) What portion of the Project would consist of Affordable Housing (e.g., number of units)?

\_\_\_\_\_  
\_\_\_\_\_



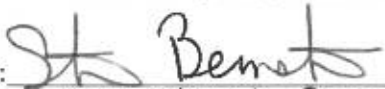
(b) What are the eligibility requirements for the Affordable Housing?

\_\_\_\_\_  
\_\_\_\_\_

(c) Cite the specific source of such eligibility requirements (e.g., federal, state or local law).

\_\_\_\_\_  
\_\_\_\_\_

Name of  
Applicant: Frequency Electronics, Inc.

By:   
Name: Steven Bernstein  
Title: CFO

**CERTIFICATION AND AGREEMENT  
WITH RESPECT TO FEES AND COSTS**

Capitalized terms used but not otherwise defined in this Certification and Agreement shall have the meanings assigned to such terms in the Application.

The undersigned, being duly sworn, deposes and says, under penalties of perjury, as follows: that I am the chief executive officer or other representative authorized to bind the Applicant named in the attached application for financial assistance ("Application") and that I hold the office specified below my signature at the end of this Certification and Agreement, that I am authorized and empowered to deliver this Certification and Agreement and the Application for and on behalf of the Applicant, that I am familiar with the contents of said Application (including all schedules, exhibits and attachments thereto), and that said contents are true, accurate and complete to the best of my knowledge and belief.

The grounds of my belief relative to all matters in the Application that are not based upon my own personal knowledge are based upon investigations I have made or have caused to be made concerning the subject matter of this Application, as well as upon information acquired in the course of my duties and from the books and records of the Applicant.

As an authorized representative of the Applicant, I acknowledge and agree on behalf of the Applicant that the Applicant hereby releases the Nassau County Industrial Development Agency, its members, officers, servants, attorneys, agents and employees (collectively, the "Agency") from, agrees that the Agency shall not be liable for and agrees to indemnify, defend (with counsel selected by the Agency) and hold the Agency harmless from and against any and all liability, damages, causes of actions, losses, costs or expenses incurred by the Agency in connection with: (A) examination and processing of, and action pursuant to or upon, the Application, regardless of whether or not the Application or the financial assistance requested therein are favorably acted upon by the Agency, (B) the acquisition, construction, reconstruction, renovation, installation and/or equipping of the Project by the Agency, and (C) any further action taken by the Agency with respect to the Project; including, without limiting the generality of the foregoing, (i) all fees and expenses of the Agency's general counsel, bond counsel, economic development consultant, real property tax valuation consultant and other experts and consultants (if deemed necessary or advisable by the Agency), and (ii) all other expenses incurred by the Agency in defending any suits, actions or proceedings that may arise as a result of any of the foregoing. If, for any reason whatsoever, the Applicant fails to conclude or consummate necessary negotiations or fails within a reasonable or specified period of time to take reasonable, proper or requested action or withdraws, abandons, cancels, or neglects the Application or if the Applicant is unable to find buyers willing to purchase the total bond issue required or is unable to secure other third party financing or otherwise fails to conclude the Project, then upon presentation of an invoice by the Agency, its agents, attorneys or assigns, the Applicant shall pay to the Agency, its agents, attorneys or assigns, as the case may be, all fees and expenses reflected in any such invoice.

As an authorized representative of the Applicant, I acknowledge and agree on behalf of the Applicant that each of the Agency's general counsel, bond counsel, economic development consultant, real property tax valuation consultant and other experts and consultants is an intended third-party beneficiary of this Certification and Agreement, and that each of them may (but shall not be obligated to) enforce the provisions of the immediately preceding paragraph, whether by lawsuit or otherwise, to collect the fees and expenses of such party or person incurred by the Agency (whether or not first paid by the Agency) with respect to the Application.

Upon successful closing of the required bond issue or other form of financing or Agency assistance, the Applicant shall pay to the Agency an administrative fee set by the Agency (which amount is payable at closing) in accordance with the following schedule:

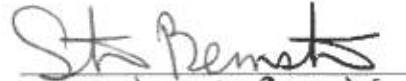
- (A) Taxable Bond Issues Six-tenths (6/10) of one percent (1%) for the first twenty million dollars (\$20,000,000) of total project costs and, if applicable, two-tenths (2/10) of one percent (1%) for any additional amounts in excess of twenty million dollars (\$20,000,000) of total project costs.
- (B) Tax-Exempt Bond Issues – Six-tenths (6/10) of one percent (1%) of total project costs.
- (C) Straight-Lease Transactions Six-tenths (6/10) of one percent (1%) for the first twenty million dollars (\$20,000,000) of total project costs and, if applicable, two-tenths (2/10) of one percent (1%) for any additional amounts in excess of twenty million dollars (\$20,000,000) of total project costs
- (D) General Counsel Fee – One-tenth (1/10) of one percent (1%) of total project costs, with a minimum fee of \$2,000.
- (E) All Initial Transactions - Two Thousand Five Hundred Dollars (\$2,500) closing compliance fee payable at closing and One Thousand Dollars (\$1,000) per year (or part thereof) administrative fee, payable in advance, at the closing for the first year (or part thereof) and on January 1st of each year for the term of the financing. The annual service fee is subject to periodic review and may be adjusted from time to time in the discretion of the Agency.
- (F) Refundings – The Agency fee shall be determined on a case-by-case basis.
- (F) Assumptions – The Agency fee shall be determined on a case-by-case basis.
- (G) Modifications – The Agency fee shall be determined on a case-by-case basis.

The Agency's bond counsel fees and expenses are payable at closing and are based on the work performed in connection with the Project.

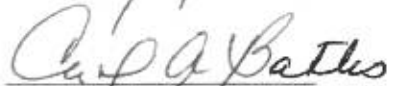
The Agency's bond counsel's fees, general counsel fee and the administrative fees may be considered as a cost of the Project and included as part of any resultant financing, subject to compliance with applicable law.

Upon the termination of the financing of the Project, Applicant agrees to pay all costs in connection with any conveyance by the Agency to the Applicant of the Agency's interest in the Project and the termination of all related Project documents, including the fees and expenses of the Agency's general counsel, bond counsel, and all applicable recording, filing or other related fees, taxes and charges.

I further acknowledge and agree on behalf of the Applicant that, in the event the Agency shall have used all of its available tax-exempt bond financing allocation from the State of New York, if applicable, and shall accordingly be unable to obtain an additional allocation for the benefit of the Applicant, the Agency shall have no liability or responsibility as a result of the inability of the Agency to issue and deliver tax-exempt bonds for the benefit of the Applicant.

  
Name: Steven Bernstein  
Title: CFO

Subscribed and affirmed to me this 24  
day of May, 2018

  
Notary Public

CAROL A. BAKTIS  
Notary Public, State of New York  
No. 01BA6076621  
Qualified in Nassau County  
Commission Expires June 24, 2022

TABLE OF SCHEDULES:

<u>Schedule</u>	<u>Title</u>	<u>Complete as Indicated Below</u>
A.	Tax-Exempt Bond Manufacturing Questionnaire	If Applicant checked "YES" in Part I, Question H of Application, if applicable[
B.	New York State Financial and Employment Requirements for Industrial Development Agencies	All applicants
C.	Guidelines for Access to Employment Opportunities	All applicants
D.	Anti-Raiding Questionnaire	If Applicant checked "YES" in Part I, Question O.2. of Application
E.	Retail Questionnaire	If Applicant checked "YES" in Part II, Question Q of Application
F.	Applicant's Financial Attachments, consisting of:	All applicants
	1. Applicant's financial statements for the last two fiscal years (unless included in Applicant's annual reports).	
	2. Applicant's annual reports (or Form 10-K's) for the two most recent fiscal years.	
	3. Applicant's quarterly reports (Form 10-Q's) and current reports (Form 8-K's) since the most recent Annual Report, if any.	
	4. In addition, attach the financial information described above in items F1, F2, and F3 of any anticipated Guarantor of the proposed transaction, if different than the Applicant, including the personal financial statement of any anticipated Guarantor that is a natural person.	
G.	Environmental Assessment Form	All applicants
H.	Form NYS-45 (and 45-ATT)	All applicants
I.	Other Attachments	As required

**TAX-EXEMPT BOND MANUFACTURING QUESTIONNAIRE (Not Applicable)**

(To be completed by the Applicant if the Applicant checked "YES" in Part I, Question H of the Application for Financial Assistance, if applicable).

Please complete the following questions for each facility to be financed. Use additional pages as necessary.

- 1. Describe the production process which occurs at the facility to be financed.

\_\_\_\_\_  
\_\_\_\_\_

- 2. Allocate the facility to be financed by function (expressed in square footage) (e.g., production line, employee lunchroom, offices, restrooms, storage, warehouse, loading dock, repair shop, parking, research, sales, etc.) and location in relation to production (e.g., same building, adjacent land or building, off-site, etc.). Please attach blueprints of the facility to be financed.

<u>FUNCTION</u>	<u>LOCATION</u>	<u>SQ. FOOTAGE</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

TOTAL

- 3. Of the space allocated to offices above, identify by function (e.g., executive offices, payroll, production, etc.) and location in relation to production (e.g., same building, adjacent land or building, off-site, etc.).

<u>FUNCTION</u>	<u>LOCATION</u>	<u>SQ. FOOTAGE</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

TOTAL

- 4. Of the space allocated to storage or warehousing above, identify the square footage and location of the areas devoted to storage of the following:

**SQ. FOOTAGE**

**LOCATION**

Raw Materials used  
for production of  
manufactured goods

\_\_\_\_\_

Finished product storage

\_\_\_\_\_

Component parts of  
goods manufactured at  
the facility

\_\_\_\_\_

Purchased component  
parts

\_\_\_\_\_

Other (specify)

\_\_\_\_\_

TOTAL

\_\_\_\_\_

5. List raw materials used at the facility to be financed in the processing of the finished product(s).

\_\_\_\_\_  
\_\_\_\_\_

6. List finished product(s) which are produced at the facility to be financed.

\_\_\_\_\_  
\_\_\_\_\_

The UNDERSIGNED HEREBY CERTIFIES that the answers and information provided above and in any statement attached hereto are true and correct.

Name of Applicant: Frequency Electronics, Inc.  
Signature: Steven Bernstein  
Name: Steven Bernstein  
Title: CFO  
Date: 5/24/18

**NEW YORK STATE FINANCIAL AND EMPLOYMENT REPORTING  
REQUIREMENTS FOR INDUSTRIAL DEVELOPMENT AGENCIES**

- A. Pursuant to applicable law, the Agency requires the completion of an Initial Employment Plan (see Schedule C) and a year-end employment plan status report, both of which shall be filed by the Nassau County Industrial Development Agency (the "Agency") with the New York State Department of Economic Development. The Project documents will require the Applicant to provide such report to the Agency on or before February 11 of the succeeding year, together with such employment verification information as the Agency may require.

Except as otherwise provided by collective bargaining agreements, the Applicant agrees to list any new employment opportunities with the New York Department of Labor Community Services Division and the administrative entity of the service delivery area created by the Federal Job Training Partnership Act (P.L. 97-300), or any successor statute thereto (the "JTPA Entities"). In addition, except as otherwise provided by collective bargaining agreements, the Applicant, where practicable, will first consider persons eligible to participate in JTPA programs who shall be referred by the JTPA Entities for such new employment opportunities.

- B. The Applicant will be required to file annually a statement with the New York State Department of Taxation and Finance and the Agency of the value of all sales or use tax exemptions claimed in connection with the Project by reason of the involvement of the Agency.
- C. The following information must be provided for all bonds issued, outstanding or retired during the year:

Name, address and owner of the project; total amount of tax exemptions granted (broken out by state and local sales tax, property taxes, and mortgage recording tax); payments in lieu of taxes made; total real estate taxes on the Project prior to exemption; number of jobs created and retained, and other economic benefits realized.

Date of issue; interest rate at end of year; bonds outstanding at beginning of year; bonds issued during year; principal payments made during year; bonds outstanding at end of year, federal tax status; and maturity date(s).

**Failure to provide any of the aforesaid information will be constitute a DEFAULT under the Project documents to be entered into by the Agency and the Applicant in connection with the proposed Project.**



Please sign below to indicate that the Applicant has read and understood the above and agrees to provide the described information on a timely basis.

Name of Applicant:	<u>Frequency Electronics, Inc.</u>
Signature:	<u>Sto Benets</u>
Name:	<u>Steven Bernstein</u>
Title:	<u>CFO</u>
Date:	<u>5/21/18</u>

**GUIDELINES FOR ACCESS TO EMPLOYMENT OPPORTUNITIES**  
**INITIAL EMPLOYMENT PLAN**

Prior to the expenditure of bond proceeds or the granting of other financial assistance, the Applicant shall complete the following initial employment plan:

Applicant Name: Frequency Electronics, Inc.

Address: Current address at time of application is 55 Charles Lindberg Boulevard, Mitchel Field. This is also the potential project address.

Type of Business: Design, development and manufacture of high precision timing, frequency control and synchronization products

Contact Person: Steven Bernstein, CFO

Please complete the following table describing the projected full-time equivalent employment plan for the proposed Project following receipt of financial assistance:

	<u>Current</u>	<u>Estimated Number of Full Time Equivalent Jobs After Completion of the Project:<sup>3</sup></u>					<u>Estimate of Number of Residents of the LMA<sup>4</sup> that would fill such jobs by the third year</u>	
		<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>	<u>Year 4</u>	<u>Year 5</u>	<u>Total</u>	
<u>Management</u>	<u>22</u>						<u>22</u>	
<u>Professional</u>	<u>39</u>						<u>39</u>	
<u>Administrative</u>	<u>8</u>						<u>8</u>	
<u>Engineer</u>	<u>33</u>	<u>10</u>	<u>11</u>	<u>10</u>	<u>5</u>	<u>1</u>	<u>70</u>	
<u>Technician</u>	<u>7</u>	<u>4</u>	<u>6</u>	<u>10</u>	<u>10</u>	<u>5</u>	<u>42</u>	
<u>Assembly</u>	<u>25</u>	<u>5</u>	<u>10</u>	<u>15</u>	<u>5</u>	<u>7</u>	<u>67</u>	
<u>Sales</u>		<u>1</u>		<u>1</u>				
<u>Independent Contractor</u>								
<u>Other (Laborers &amp;Helpers)</u>	<u>6</u>						<u>6</u>	

<sup>3</sup> NOTE: Convert part-time jobs into FTE's for evaluation and reporting purposes by dividing the number of part-time jobs by two (2).

<sup>4</sup> The "LMA" means the Local Market Area, which is defined by the Agency as Nassau and Suffolk Counties. The Labor Market Area is the same as the Long Island Economic Development Region, as established pursuant to Section 230 of the New York State Economic Development Law.

Please indicate the number of temporary construction jobs anticipated to be created in connection with the acquisition, construction and/or renovation of the Project: TBD

Please indicate the estimated hiring dates for the new jobs shown above and any special recruitment or training that will be required:

The 116 new jobs will be added over 5 years as shown in the chart above.

Are the Applicant's employees currently covered by a collective bargaining agreement?

YES

NO

IF YES, Union Name and Local: \_\_\_\_\_

Please note that the Agency may utilize the foregoing employment projections, among other things, to determine the financial assistance that will be offered by the Agency to the Applicant. The Applicant acknowledges that the transaction/bond documents may include a covenant by the Applicant to retain the above number of jobs, types of occupations and amount of payroll with respect to the proposed project.

Attached hereto as Schedule H is a true, correct and complete copy of the Applicant's most recent Quarterly Combined Withholding, Wage Reporting, and Unemployment Insurance Return (Form NYS-45 and 45-ATT). Upon request of the Agency, the Applicant shall provide such other or additional information or documentation as the Agency may require with respect to the Applicant's current employment levels in the State of New York.

The UNDERSIGNED HEREBY CERTIFIES that the answers and information provided above and in any statement attached hereto are true, correct and complete.

Name of Applicant:	<u>Frequency Electronics, Inc.</u>
Signature:	<u>Steven Bernstein</u>
Name:	<u>Steven Bernstein</u>
Title:	<u>CFO</u>
Date:	<u>5/21/18</u>

**ANTI-RAIDING QUESTIONNAIRE (Not Applicable)**

(To be completed by Applicant if Applicant checked "YES" in Part I, Question O of the Application for Financial Assistance)

- A. Will the completion of the Project result in the removal of a plant or facility of the Applicant, or of a proposed user, occupant or tenant of the Project, or a relocation of any employee of the Applicant or of a proposed user, occupant or tenant of the Project, from an area in New York State (but outside of Nassau County) to an area within Nassau County?

YES \_\_\_\_\_ NO \_\_\_\_\_

If the answer to Question A is YES, please provide the following information:

Address of the to-be-removed plant or facility or the plants or facilities from which employees are relocated: \_\_\_\_\_  
\_\_\_\_\_

Names of all current users, occupants or tenants of the to-be-removed plant or facility: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

- B. Will the completion of the Project result in the abandonment of one or more plants or facilities of the Applicant, or of a proposed user, occupant or tenant of the Project, located in an area of the State of New York other than in Nassau County?

YES \_\_\_\_\_ NO \_\_\_\_\_

If the answer to Question B is YES, please provide the following information:

Addresses of the to-be-abandoned plants or facilities: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Names of all current occupants of the to-be-abandoned plants or facilities: \_\_\_\_\_  
\_\_\_\_\_

- C. Has the Applicant contacted the local industrial development agency at which its current plants or facilities in New York State are located with respect to the Applicant's intention to move or abandon such plants or facilities?

YES \_\_\_\_\_

NO \_\_\_\_\_

If the answer to Question C is YES, please provide details in a separate attachment.

Current facility is in Nassau County and Company is currently deciding whether to remain in the County or relocate out of State.

IF THE ANSWER TO EITHER QUESTION A OR B IS "YES", ANSWER QUESTIONS D AND E.

D. Is the Project reasonably necessary to preserve the competitive position of the Applicant, or of a proposed user, occupant or tenant of the Project, in its industry?

YES \_\_\_\_\_

NO \_\_\_\_\_

E. Is the Project reasonably necessary to discourage the Applicant, or a proposed user, occupant or tenant of the Project, from removing such plant or facility to a location outside of the State of New York?

YES \_\_\_\_\_

NO \_\_\_\_\_

IF THE ANSWER TO EITHER QUESTION D OR E IS "YES", PLEASE PROVIDE DETAILS IN A SEPARATE ATTACHMENT.

Accordingly, the Applicant certifies that the provisions of Section 862(1) of the General Municipal Law will not be violated if financial assistance is provided by the Agency for the proposed Project.

NOTE: If the proposed Project involves the removal or abandonment of a plant or facility of the Applicant, or a proposed user, occupant or tenant of the Project, within the State of New York, notification will be made by the Agency to the chief executive officer(s) of the municipality or municipalities in which such plant or facility was located.

THE UNDERSIGNED HEREBY CERTIFIES that the answers and information provided above and in any statement attached hereto are true, correct and complete.

Name of Applicant:	<u>Frequency Electronics, Inc.</u>
Signature:	<u>Steven Bernstein</u>
Name:	<u>Steven Bernstein</u>
Title:	<u>CFO</u>
Date:	<u>5/24/18</u>

**RETAIL QUESTIONNAIRE**

(To be completed by Applicant if Applicant checked either "YES" in Part II, Question Q of the Application for Financial Assistance)

A. Will any portion of the Project (including that portion of the cost to be financed from equity or sources other than Agency financing) consist of facilities or property that are or will be primarily used in making retail sales to customers who personally visit the Project?

YES \_\_\_\_\_ NO  X

For purposes of Question A, the term "retail sales" means (i) sales by a registered vendor under Article 28 of Tax Law of the State of New York (the "Tax Law") primarily engaged in the retail sale of tangible personal property (as defined in Section 1101(b)(4)(i) of the Tax Law), or (ii) sales of a service to customers who personally visit the Project.

B. If the answer to Question A is YES, what percentage of the cost of the Project (including that portion of the cost to be financed from equity or sources other than Agency financing) will be expended on such facilities or property primarily used in making retail sales of goods or services to customers who personally visit the Project?

\_\_\_\_\_ %

C. If the answer to Question A is YES, and the amount entered for Question B is greater than 33.33%, indicate whether any of the following apply to the Project:

1. Is the Project likely to attract a significant number of visitors from outside the economic development region (i.e., Nassau and Suffolk Counties) in which the Project is or will be located?

YES \_\_\_\_\_ NO \_\_\_\_\_

2. Is the predominant purpose of the Project to make available goods or services which would not, but for the Project, be reasonably accessible to the residents of the city, town or village within which the Project will be located, because of a lack of reasonably accessible retail trade facilities offering such goods or services?

YES \_\_\_\_\_ NO \_\_\_\_\_

3. Will the Project be located in one of the following: (a) an area designated as an empire zone pursuant to Article 18-B of the General Municipal Law; or (b) a census tract or block numbering area (or census tract or block numbering area contiguous thereto) which, according to the most recent census data, has (i) a poverty rate of at least 20% for the year in which the data relates, or at least 20% of the households receiving public assistance, and (ii) an unemployment rate of at least 1.25 times the statewide unemployment rate for the year to which the data relates?

YES \_\_\_\_\_ NO \_\_\_\_\_

If the answer to any of the subdivisions 1 through 3 of Question C is YES, attach details.

- D. If the answer to any of the subdivisions 2 through 3 of Question C is YES, will the Project preserve permanent, private sector jobs or increase the overall number of permanent, private sector jobs in the State of New York? If YES, attach details.

YES \_\_\_\_\_ NO \_\_\_\_\_

- E. State percentage of the Applicant's annual gross revenues comprised of each of the following:

Retail Sales: \_\_\_\_\_% Services: \_\_\_\_\_%

- F. State percentage of Project premises utilized for same:

Retail Sales: \_\_\_\_\_% Services: \_\_\_\_\_%

The UNDERSIGNED HEREBY CERTIFIES that the answers and information provided above and in any statement attached hereto are true, correct and complete.

Name of Applicant: Frequency Electronics, Inc  
Signature: Sts Bernste  
Name: Steven Bernstein  
Title: CFO  
Date: 5/24/18

**APPLICANT'S FINANCIAL ATTACHMENTS**

You may view and download Applicant's financial statements here:

<http://ir.fregelec.com/sec.cfm>



**ENVIRONMENTAL ASSESSMENT FORM**

## Appendix C

**State Environmental Quality Review  
SHORT ENVIRONMENTAL ASSESSMENT FORM  
For UNLISTED ACTIONS Only**

**PART I - PROJECT INFORMATION (To be completed by Applicant or Project Sponsor)**

1. APPLICANT/SPONSOR Frequency Electronics, Inc.	2. PROJECT NAME Headquarters
3. PROJECT LOCATION: Municipality Garden City County Nassau	
4. PRECISE LOCATION (Street address and road intersections, prominent landmarks, etc., or provide map) 55 Charles Lindbergh Blvd. Uniondale Garden City, NY 11553	
5. PROPOSED ACTION IS: <input type="checkbox"/> New <input checked="" type="checkbox"/> Expansion <input checked="" type="checkbox"/> Modification/alteration	
6. DESCRIBE PROJECT BRIEFLY: The project involves the complete renovation of the Company's existing facility, including interior improvements, systems upgrades, new HVAC, new windows and other attendant construction. There will be no increase to the footprint of the building.	
7. AMOUNT OF LAND AFFECTED: Initially 16.5 acres Ultimately 16.5 acres	
8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR OTHER EXISTING LAND USE RESTRICTIONS? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If No, describe briefly	
9. WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT? <input type="checkbox"/> Residential <input type="checkbox"/> Industrial <input checked="" type="checkbox"/> Commercial <input type="checkbox"/> Agriculture <input type="checkbox"/> Park/Forest/Open Space <input type="checkbox"/> Other Describe:	
10. DOES ACTION INVOLVE A PERMIT APPROVAL, OR FUNDING, NOW OR ULTIMATELY FROM ANY OTHER GOVERNMENTAL AGENCY (FEDERAL, STATE OR LOCAL)? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If Yes, list agency(s) name and permit/approvals: Local building permits (fire, electrical, water) from the Town of Hempstead	
11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID PERMIT OR APPROVAL? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If Yes, list agency(s) name and permit/approvals: Local building and occupancy permits from the Town of Hempstead	
12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMIT/APPROVAL REQUIRE MODIFICATION? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor name: Frequency Electronics, Inc. Date: 9/7/2018 Signature: <i>Sh. Bennett, CFO</i>	

**If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment**

**PART II - IMPACT ASSESSMENT (To be completed by Lead Agency)**

A. DOES ACTION EXCEED ANY TYPE I THRESHOLD IN 6 NYCRR, PART 617.4? If yes, coordinate the review process and use the FULL EAF.  
 Yes  No

B. WILL ACTION RECEIVE COORDINATED REVIEW AS PROVIDED FOR UNLISTED ACTIONS IN 6 NYCRR, PART 617.6? If No, a negative declaration may be superseded by another involved agency.  
 Yes  No

C. COULD ACTION RESULT IN **ANY** ADVERSE EFFECTS ASSOCIATED WITH THE FOLLOWING: (Answers may be handwritten, if legible)

C1. Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic pattern, solid waste production or disposal, potential for erosion, drainage or flooding problems? Explain briefly:  
 No effects.

C2. Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character? Explain briefly:  
 No effects.

C3. Vegetation or fauna, fish, shellfish or wildlife species, significant habitats, or threatened or endangered species? Explain briefly:  
 No effects.

C4. A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources? Explain briefly:  
 No effects.

C5. Growth, subsequent development, or related activities likely to be induced by the proposed action? Explain briefly:  
 No effects.

C6. Long term, short term, cumulative, or other effects not identified in C1-C5? Explain briefly:  
 No effects.

C7. Other impacts (including changes in use of either quantity or type of energy)? Explain briefly:  
 No other impacts.

D. WILL THE PROJECT HAVE AN IMPACT ON THE ENVIRONMENTAL CHARACTERISTICS THAT CAUSED THE ESTABLISHMENT OF A CRITICAL ENVIRONMENTAL AREA (CEA)?  
 Yes  No If Yes, explain briefly:

E. IS THERE, OR IS THERE LIKELY TO BE, CONTROVERSY RELATED TO POTENTIAL ADVERSE ENVIRONMENTAL IMPACTS?  
 Yes  No If Yes, explain briefly:

**PART III - DETERMINATION OF SIGNIFICANCE (To be completed by Agency)**

**INSTRUCTIONS:** For each adverse effect identified above, determine whether it is substantial, large, important or otherwise significant. Each effect should be assessed in connection with its (a) setting (i.e. urban or rural); (b) probability of occurring; (c) duration; (d) irreversibility; (e) geographic scope; and (f) magnitude. If necessary, add attachments or reference supporting materials. Ensure that explanations contain sufficient detail to show that all relevant adverse impacts have been identified and adequately addressed. If question D of Part II was checked yes, the determination of significance must evaluate the potential impact of the proposed action on the environmental characteristics of the CEA.

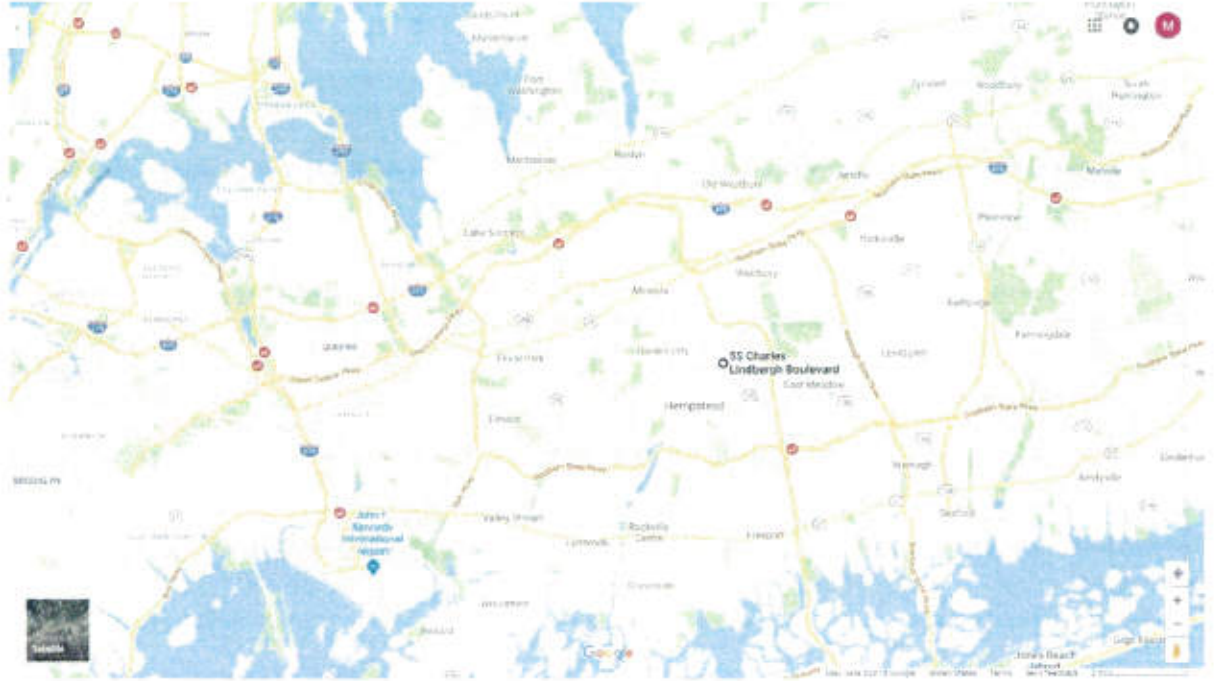
- Check this box if you have identified one or more potentially large or significant adverse impacts which **MAY** occur. Then proceed directly to the FULL EAF and/or prepare a positive declaration.
- Check this box if you have determined, based on the information and analysis above and any supporting documentation, that the proposed action **WILL NOT** result in any significant adverse environmental impacts **AND** provide, on attachments as necessary, the reasons supporting this determination.

_____	_____
Name of Lead Agency	Date
_____	_____
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)

**Reset**

Location Map

55 Charles Lindbergh Blvd. Mitchel Field Garden City, NY



**FORM NYS-45**

Attach most recent quarterly filing of Form NYS-45 and 45-ATT, as well as the most recent fourth quarter filing.

Quarterly Combined Withholding, Wage Reporting, And Unemployment Insurance Return-Attachment

ADP IS RESPONSIBLE FOR FILING THIS REPORT

Withholding identification number:

[ ] 7 [ ]

Employer legal name:

FREQUENCY ELECTRONICS IN REPORT TOTAL

Mark an X in the applicable box(es):

A. Original  or Amended return

Jan 1 - Mar 31:  1    Apr 1 - Jun 30:  2    July 1 - Sep 30:  3    Oct 1 - Dec 31:  4    Year 18 Y Y

B. Other wages only reported on this page .....

C. Seasonal employer .....

Quarterly employee/payee wage reporting information <i>(Do not enter negative numbers in columns c, d, and e; see instructions)</i>			Annual wage and withholding totals If this return is for the 4th quarter or the last return you will be filing for the calendar year, complete columns d and e.	
a	b	c	d	e
Social security number	Last name, first name, middle initial	Total UI remuneration paid this quarter	Gross federal wages or distribution (see instr.)	Total NYS, NYC, and Yonkers tax withheld
	E M P L O Y E R			
	R E F E R E N C E			
	D O N O T			
	F I L E			
Page No. <u> 1 </u> of <u> 11 </u> Total this page only .....				
If first page, enter grand totals of all pages .....		3264533.03		

Contact information (see instructions)	Name	Daytime telephone number ( )
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**Quarterly Combined Withholding, Wage Reporting,  
And Unemployment Insurance Return-Attachment**

**ADP IS RESPONSIBLE FOR FILING THIS REPORT**

Withholding identification number:

7

Employer legal name:

FREQUENCY ELECTRONICS IN

Mark an X in the applicable box(es):

A. Original  or Amended return

Jan 1 - Mar 31  1 Apr 1 - Jun 30  2 July 1 - Sep 30  3 Oct 1 - Dec 31  4 Year 18 Y Y

B. Other wages only reported on this page

C. Seasonal employer

Quarterly employee/payee wage reporting information <i>(Do not enter negative numbers in columns c, d, and e; see instructions)</i>			Annual wage and withholding totals If this return is for the 4th quarter or the last return you will be filing for the calendar year, complete columns d and e.	
a	b	c	d	e
Social security number	Last name, first name, middle initial	Total UI remuneration paid this quarter	Gross federal wages or distribution (see instructions)	Total NYS, NYC, and Yorkers tax withheld
[REDACTED]	[REDACTED]	24750.19		
[REDACTED]	[REDACTED]	22945.94		
[REDACTED]	[REDACTED]	26483.82		
[REDACTED]	[REDACTED]	9360.00		
[REDACTED]	[REDACTED]	9990.25		
[REDACTED]	[REDACTED]	20579.90		
[REDACTED]	[REDACTED]	23750.09		
[REDACTED]	[REDACTED]	14603.24		
[REDACTED]	[REDACTED]	26424.99		
[REDACTED]	[REDACTED]	22706.27		
[REDACTED]	[REDACTED]	9803.62		
[REDACTED]	[REDACTED]	23508.60		
[REDACTED]	[REDACTED]	7702.25		
[REDACTED]	[REDACTED]	17961.85		
[REDACTED]	[REDACTED]	14699.96		
[REDACTED]	[REDACTED]	15219.89		
Page No. <u>2</u> of <u>11</u> Total this page only.....		289590.87		
If first page, enter grand totals of all pages.....				

Contact information (see instructions)	Name	Daytime telephone number ( )
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BINGHAMTON NY 13902-4119

**Quarterly Combined Withholding, Wage Reporting,  
And Unemployment Insurance Return-Attachment**

**ADP IS RESPONSIBLE FOR FILING THIS REPORT**

Withholding identification number:

7

Employer legal name:

FREQUENCY ELECTRONICS IN

Mark an X in the applicable box(es):

A. Original  or Amended return

Jan 1 - Mar 31  1    Apr 1 - Jun 30  2    July 1 - Sep 30  3    Oct 1 - Dec 31  4    Year  18  19

B. Other wages only reported on this page ....

C. Seasonal employer

Quarterly employee/payee wage reporting information <i>(Do not enter negative numbers in columns c, d, and e; see instructions)</i>			Annual wage and withholding totals If this return is for the 4th quarter or the last return you will be filing for the calendar year, complete columns d and e.	
a Social security number	b Last name, first name, middle initial	c Total UI remuneration paid this quarter	d Gross federal wages or distribution (see instr.)	e Total NYS, NYC, and Yonkers tax withheld
[REDACTED]	[REDACTED]	29945.94		
[REDACTED]	[REDACTED]	19932.86		
[REDACTED]	[REDACTED]	10429.82		
[REDACTED]	[REDACTED]	17165.35		
[REDACTED]	[REDACTED]	24913.72		
[REDACTED]	[REDACTED]	9713.13		
[REDACTED]	[REDACTED]	10000.00		
[REDACTED]	[REDACTED]	48556.74		
[REDACTED]	[REDACTED]	17629.44		
[REDACTED]	[REDACTED]	10768.44		
[REDACTED]	[REDACTED]	60312.18		
[REDACTED]	[REDACTED]	30750.00		
[REDACTED]	[REDACTED]	100000.02		
[REDACTED]	[REDACTED]	9063.26		
[REDACTED]	[REDACTED]	25980.65		
[REDACTED]	[REDACTED]	19276.69		
Page No. <u>3</u> of <u>11</u> Total this page only .....		444438.24		
If first page, enter grand totals of all pages .....				

Contact information  
*(see instructions)*

Name

Daytime telephone number

( )

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Quarterly Combined Withholding, Wage Reporting,  
And Unemployment Insurance Return-Attachment

ADP IS RESPONSIBLE FOR FILING THIS REPORT

Withholding identification number:

7100

Employer legal name:

FREQUENCY ELECTRONICS IN

Mark an X in the applicable box(es):

A. Original  or Amended return

Jan 1 - Mar 31  1 Apr 1 - Jun 30  2 July 1 - Sep 30  3 Oct 1 - Dec 31  4 Year 18 YY

B. Other wages only reported on this page

C. Seasonal employer

Quarterly employee/payee wage reporting information (Do not enter negative numbers in columns c, d, and e; see instructions)			Annual wage and withholding totals If this return is for the 4th quarter or the last return you will be filing for the calendar year, complete columns d and e.	
a	b	c	d	e
Social security number	Last name, first name, middle initial	Total UI remuneration paid this quarter	Gross federal wages or distribution (see inst.)	Total NYS, NYC, and Yonkers tax withheld
		27201.51		
		30499.97		
		14114.32		
		34000.00		
		11404.47		
		6012.50		
		10912.49		
		23967.00		
		12795.75		
		20287.53		
		12250.02		
		10597.21		
		14550.02		
		28750.02		
		12749.98		
		22664.52		
		292757.31		
Page No. 4 of 11 Total this page only.....				
If first page, enter grand totals of all pages.....				

Contact information (see instructions)	Name	Daytime telephone number ( )
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**ADP IS RESPONSIBLE FOR FILING THIS REPORT**

Withholding identification number:

7

Employer legal name:

FREQUENCY ELECTRONICS IN

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A. Original  or Amended return

Jan 1 - Mar 31  1 Apr 1 - Jun 30  2 July 1 - Sep 30  3 Oct 1 - Dec 31  4 Year 18  
Y Y

B. Other wages only reported on this page

C. Seasonal employer

Quarterly employee/payee wage reporting information <i>(Do not enter negative numbers in columns c, d, and e; see instructions)</i>			Annual wage and withholding totals If this return is for the 4th quarter or the last return you will be filing for the calendar year, complete columns d and e.	
a Social security number	b Last name, first name, middle initial	c Total UI remuneration paid this quarter	d Gross federal wages or distribution (see inst#)	e Total NYS, NYC, and Yonkers tax withheld
[REDACTED]	[REDACTED]	9572.39		
[REDACTED]	[REDACTED]	27042.48		
[REDACTED]	[REDACTED]	27257.28		
[REDACTED]	[REDACTED]	16387.62		
[REDACTED]	[REDACTED]	12773.11		
[REDACTED]	[REDACTED]	20273.09		
[REDACTED]	[REDACTED]	19272.16		
[REDACTED]	[REDACTED]	55709.67		
[REDACTED]	[REDACTED]	29875.01		
[REDACTED]	[REDACTED]	20293.80		
[REDACTED]	[REDACTED]	17721.91		
[REDACTED]	[REDACTED]	15757.50		
[REDACTED]	[REDACTED]	20443.58		
[REDACTED]	[REDACTED]	33750.07		
[REDACTED]	[REDACTED]	11649.95		
[REDACTED]	[REDACTED]	10388.32		
Page No. <u>5</u> of <u>11</u>	Total this page only.....	348167.94		
If first page, enter grand totals of all pages.....				

Contact information (see instructions)	Name	Daytime telephone number ( )
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Withholding identification number:

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Employer legal name:

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Jan 1 - Mar 31  1 Apr 1 - Jun 30  2 July 1 - Sep 30  3 Oct 1 - Dec 31  4 Year 18 YY

B. Other wages only reported on this page

C. Seasonal employer

Quarterly employee/payee wage reporting information <i>(Do not enter negative numbers in columns c, d, and e; see instructions)</i>			Annual wage and withholding totals If this return is for the 4th quarter or the fast return you will be filing for the calendar year, complete columns d and e.	
a Social security number	b Last name, first name, middle initial	c Total LI remuneration paid this quarter	d Gross federal wages or distribution (see inst.)	e Total NYS, NYC, and Yonkers tax withheld
[REDACTED]	[REDACTED]	36623.48		
		17929.93		
		31253.95		
		4800.68		
		10611.75		
		21498.32		
		22705.54		
		18951.28		
		27374.98		
		30230.18		
		12644.47		
		21238.40		
		11215.12		
9904.50				
31500.02				
12075.22				
Page No. 6 of 11 Total this page only		320557.82		
If first page, enter grand totals of all pages				

Contact information (see instructions) Name \_\_\_\_\_ Daytime telephone number ( ) \_\_\_\_\_

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Withholding identification number:

Mark an X in the applicable box(es):

A. Original  or Amended return

Jan 1 - Mar 31  1 Apr 1 - Jun 30  2 July 1 - Sep 30  3 Oct 1 - Dec 31  4 Year 18  
Y Y

Employer legal name:

FREQUENCY ELECTRONICS IN

B. Other wages only reported on this page

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Quarterly employee/payee wage reporting information <i>(Do not enter negative numbers in columns c, d, and e; see instructions)</i>			Annual wage and withholding totals If this return is for the 4th quarter or the last return you will be filing for the calendar year, complete columns d and e.	
a Social security number	b Last name, first name, middle initial	c Total UI remuneration paid this quarter	d Gross federal wages or distribution (see instr.)	e Total NYS, NYC, and Yorkers tax withheld
[REDACTED]	[REDACTED]	6666.68		
[REDACTED]	[REDACTED]	5000.00		
[REDACTED]	[REDACTED]	20400.01		
[REDACTED]	[REDACTED]	13853.43		
[REDACTED]	[REDACTED]	9278.33		
[REDACTED]	[REDACTED]	9971.77		
[REDACTED]	[REDACTED]	36903.42		
[REDACTED]	[REDACTED]	20915.91		
[REDACTED]	[REDACTED]	33200.02		
[REDACTED]	[REDACTED]	7854.06		
[REDACTED]	[REDACTED]	13881.32		
[REDACTED]	[REDACTED]	37300.00		
[REDACTED]	[REDACTED]	28341.26		
[REDACTED]	[REDACTED]	25795.22		
[REDACTED]	[REDACTED]	13181.53		
[REDACTED]	[REDACTED]	17499.95		
Page No. <u>7</u> of <u>11</u> Total this page only.....		300042.91		
If first page, enter grand totals of all pages.....				

Contact information (see instructions)	Name	Daytime telephone number ( )
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**Quarterly Combined Withholding, Wage Reporting,  
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Withholding identification number:

                    7                    

Employer legal name:

FREQUENCY ELECTRONICS IN

Mark an X in the applicable box(es):

A. Original  or Amended return

Jan 1 - Mar 31  1    Apr 1 - Jun 30  2    July 1 - Sep 30  3    Oct 1 - Dec 31  4    Year 18 Y Y

B. Other wages only reported on this page

C. Seasonal employer

Quarterly employee/payee wage reporting information <i>(Do not enter negative numbers in columns c, d, and e; see instructions)</i>			Annual wage and withholding totals If this return is for the 4th quarter or the last return you will be filing for the calendar year, complete columns d and e.	
a Social security number	b Last name, first name, middle initial	c Total LI remuneration paid this quarter	d Gross federal wages or distribution (see instr.)	e Total NYS, NYC, and Yonkers tax withheld
[REDACTED]	[REDACTED]	15603.10		
[REDACTED]	[REDACTED]	6000.00		
[REDACTED]	[REDACTED]	11903.81		
[REDACTED]	[REDACTED]	12223.81		
[REDACTED]	[REDACTED]	24009.22		
[REDACTED]	[REDACTED]	12715.87		
[REDACTED]	[REDACTED]	27742.52		
[REDACTED]	[REDACTED]	12544.08		
[REDACTED]	[REDACTED]	17521.25		
[REDACTED]	[REDACTED]	49999.91		
[REDACTED]	[REDACTED]	13560.73		
[REDACTED]	[REDACTED]	16867.60		
[REDACTED]	[REDACTED]	12994.69		
[REDACTED]	[REDACTED]	3333.32		
[REDACTED]	[REDACTED]	36837.14		
[REDACTED]	[REDACTED]	23050.02		
Page No. <u>8</u> of <u>11</u> Total this page only.....		296907.07		
If first page, enter grand totals of all pages.....				

Contact information (see instructions)	Name	Daytime telephone number ( )
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Withholding identification number:

1 7

Employer legal name:

FREQUENCY ELECTRONICS IN

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A. Original  or Amended return

Jan 1 - Mar 31  1 Apr 1 - Jun 30  2 July 1 - Sep 30  3 Oct 1 - Dec 31  4 Year 18 Y Y

B. Other wages only reported on this page ....

C. Seasonal employer .....

Quarterly employee/payee wage reporting information <i>(Do not enter negative numbers in columns c, d, and e; see instructions)</i>			Annual wage and withholding totals If this return is for the 4th quarter or the last return you will be filing for the calendar year, complete columns d and e.	
a Social security number	b Last name, first name, middle initial	c Total UI remuneration paid this quarter	d Gross federal wages or distribution (see inst.)	e Total NYS, NYC, and Yonkers tax withheld
[REDACTED]	[REDACTED]	12927.56		
[REDACTED]	[REDACTED]	27767.48		
[REDACTED]	[REDACTED]	33113.42		
[REDACTED]	[REDACTED]	31500.04		
[REDACTED]	[REDACTED]	18113.29		
[REDACTED]	[REDACTED]	32124.98		
[REDACTED]	[REDACTED]	9604.55		
[REDACTED]	[REDACTED]	34917.28		
[REDACTED]	[REDACTED]	38312.50		
[REDACTED]	[REDACTED]	21250.05		
[REDACTED]	[REDACTED]	19167.67		
[REDACTED]	[REDACTED]	39000.00		
[REDACTED]	[REDACTED]	13450.04		
[REDACTED]	[REDACTED]	18680.68		
[REDACTED]	[REDACTED]	33825.25		
[REDACTED]	[REDACTED]	36643.77		
Page No. 9 of 11 Total this page only .....		420398.56		
If first page, enter grand totals of all pages .....				

Contact information <i>(see instructions)</i>	Name	Daytime telephone number ( )
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And Unemployment Insurance Return-Attachment

ADP IS RESPONSIBLE FOR FILING THIS REPORT

Withholding identification number:

1 7

Employer legal name:

FREQUENCY ELECTRONICS IN

Mark an X in the applicable box(es):

A. Original  or Amended return

Jan 1 -  Apr 1 -  July 1 -  Oct 1 -   
Mar 31 - 1 Jun 30 - 2 Sep 30 - 3 Dec 31 - 4 Year 18  
Y Y

B. Other wages only reported on this page .....

C. Seasonal employer .....

Quarterly employee/payee wage reporting information <i>(Do not enter negative numbers in columns c, d, and e; see instructions)</i>			Annual wage and withholding totals If this return is for the 4th quarter or the last return you will be filing for the calendar year, complete columns d and e.	
a	b	c	d	e
Social security number	Last name, first name, middle initial	Total UI remuneration paid this quarter	Gross federal wages or distribution (see inst.)	Total NYS, NYC, and Yonkers tax withheld
[REDACTED]	[REDACTED]	13144.38		
[REDACTED]	[REDACTED]	19999.97		
[REDACTED]	[REDACTED]	19515.88		
[REDACTED]	[REDACTED]	13681.16		
[REDACTED]	[REDACTED]	27999.92		
[REDACTED]	[REDACTED]	9221.06		
[REDACTED]	[REDACTED]	11766.25		
[REDACTED]	[REDACTED]	34000.01		
[REDACTED]	[REDACTED]	24250.00		
[REDACTED]	[REDACTED]	16500.00		
[REDACTED]	[REDACTED]	25676.27		
[REDACTED]	[REDACTED]	38374.99		
[REDACTED]	[REDACTED]	23307.23		
[REDACTED]	[REDACTED]	62500.10		
[REDACTED]	[REDACTED]	10012.65		
[REDACTED]	[REDACTED]	28443.79		
Page No. 10 of 11 Total this page only .....		378393.66		
If first page, enter grand totals of all pages .....				

Contact information <i>(see instructions)</i>	Name	Daytime telephone number ( )
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TKP / / 2018/1/00473

For office use only  
Postmark

Received date

Mail to: NYS EMPLOYMENT CONTRIBUTIONS AND TAXES  
PO BOX 4119  
BINGHAMTON NY 13902-4119



# Quarterly Combined Withholding, Wage Reporting, And Unemployment Insurance Return-Attachment

**ADP IS RESPONSIBLE FOR FILING THIS REPORT**

Withholding identification number:

7  
Employer legal name:

FREQUENCY ELECTRONICS IN

Mark an X in the applicable box(es):

A. Original  or Amended return

Jan 1 - Mar 31  1 Apr 1 - Jun 30  2 July 1 - Sep 30  3 Oct 1 - Dec 31  4 Year 18 Y Y

B. Other wages only reported on this page

C. Seasonal employer

Quarterly employee/payee wage reporting information <i>(Do not enter negative numbers in columns c, d, and e; see instructions)</i>			Annual wage and withholding totals If this return is for the 4th quarter or the last return you will be filing for the calendar year, complete columns d and e.	
a Social security number	b Last name, first name, middle initial	c Total UI remuneration paid this quarter	d Gross federal wages or distribution (see instr.)	e Total NYS, NYC, and Yonkers tax withheld
[REDACTED]	[REDACTED]	56323.64		
[REDACTED]	[REDACTED]	29749.98		
[REDACTED]	[REDACTED]	44382.01		
[REDACTED]	[REDACTED]	7977.81		
[REDACTED]	[REDACTED]	12406.51		
[REDACTED]	[REDACTED]	8233.61		
[REDACTED]	[REDACTED]	14205.09		

Page No. 11 of 11 Total this page only ..... 173278.65

If first page, enter grand totals of all pages .....

Contact information <i>(see instructions)</i>	Name	Daytime telephone number ( )
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**OTHER ATTACHMENTS**

**EXHIBIT A**

Upon acceptance of the Application by the Agency for processing and completion of the Cost/Benefit Analysis, the Agency will attach a proposed PILOT Schedule hereto, together with an estimate of the net tax benefit/cost of the proposed PILOT Schedule.

## EXHIBIT B

### **Fair Housing/Equal Housing Opportunity Policy to be adopted by Agency Applicants for Housing Projects**

As part of our continuing effort to ensure compliance with federal, state, and local anti-discrimination laws, we would like to take this opportunity to remind you of our policies regarding equal housing opportunity. It is important for all employees to review his or her own actions in light of these requirements and for everyone to keep in mind the importance of treating all persons equally.

It is the policy and practice of this company not to engage in or assist the efforts of others to engage in housing discrimination. Consistent with that policy, we remind you that the antidiscrimination laws of the United States, New York State, and local laws are quite specific in the area of housing, and in conformance with those laws, you must not engage in any of the following conduct during the course of your work for this company:

1. Refuse to show, rent, sell, negotiate for the rental or sale of, or otherwise make unavailable or deny, housing to any person because of race, color, religion, creed, sex/gender, familial status (having or expecting a child under 18), national origin, ethnicity, disability, marital status, age, sexual orientation, military status, source of income or status as survivor of domestic violence (each a "prohibited basis");
2. Discriminate against any person in the terms, conditions or privileges of a rental or sale or in the provision of services or facilities in connection therewith because of a prohibited basis;
3. Make any verbal or written statement with respect to the rental or sale of housing that indicates any preference, limitation or discrimination concerning a prohibited basis, or any statement indicating an intention to make any such preference, limitation or discrimination;
4. Represent to any person because of a prohibited basis that any housing or unit is not available for inspection, rental or sale when such apartment is in fact so available;
5. Steer persons into or away from certain areas of a building, development or neighborhood because of a prohibited basis;
6. Refuse to provide a reasonable accommodation in rules, policies, practices or services for tenants, buyers, or applicants with disabilities; and
7. Refuse to allow a reasonable modification to individual units or common areas for tenants, buyers, or applicants with disabilities.

We are firmly committed to the goal of fair housing. You should understand that any violation of this Fair Housing/Equal Housing Opportunity Policy will lead to discipline, up to and including discharge.

## EXHIBIT C

### Sample Fair Housing Posters

U. S. Department of Housing and Urban Development



**EQUAL HOUSING  
OPPORTUNITY**

**We Do Business in Accordance With the Federal Fair  
Housing Law**

**(The Fair Housing Amendments Act of 1988)**

**It is illegal to Discriminate Against Any Person  
Because of Race, Color, Religion, Sex,  
Handicap, Familial Status, or National Origin**

- In the sale or rental of housing or residential lots
- In the provision of real estate brokerage services
- In advertising the sale or rental of housing
- In the appraisal of housing
- In the financing of housing
- Blockbusting is also illegal

Anyone who feels he or she has been discriminated against may file a complaint of housing discrimination:  
1-800-669-9777 (Toll Free)  
1-800-927-9275 (TTY)  
[www.hud.gov/fairhousing](http://www.hud.gov/fairhousing)

U.S. Department of Housing and  
Urban Development  
Assistant Secretary for Fair Housing and  
Equal Opportunity  
Washington, D.C. 20410

Posters are available on request

Form HUD-928.1 (5/2011)


HOUSING  
DISCRIMINATION IS  
SOMETIMES **BLATANT**,  
SOMETIMES  
BUT ALWAYS UNLAWFUL.

DO YOU SUSPECT YOU HAVE BEEN DISCRIMINATED AGAINST BECAUSE OF YOUR AGE, RACE, DISABILITY, FAMILIAL STATUS, OR BECAUSE YOU ARE A MEMBER OF OTHER PROTECTED CLASSES? IF YOU WITNESS OR EXPERIENCE DISCRIMINATION, CONTACT THE NEW YORK STATE DIVISION OF HUMAN RIGHTS AT 1-888-392-3644 OR [WWW.DHR.NY.GOV](http://WWW.DHR.NY.GOV).

The information on this page is available in Braille. Contact us at 1-888-392-3644 for more information.

DEPARTMENT OF  
HUMAN  
RIGHTS

NY  
HUMAN  
RIGHTS



**EXHIBIT D**

**Requirements for Affirmative Marketing Plans for Housing Projects**

Affirmative marketing plans submitted by the Applicant shall be required only for affordable or “workforce” units and shall contain the following information:

1. Street address, village, town, zip code, and census tract number for the Project;
2. Number of affordable units to be marketed and whether they will be available for rent or purchase;
3. The number, if any, and location of market rate units included in the Project;
4. Whether the housing will be “housing for older persons”, defined as at least 80% occupancy of units with at least one person 55 or older or 100% occupancy of persons age 62 or older;
5. A description of how units will be advertised for sale or rental prior to first occupancy, including whether Applicant will utilize its own website, commercial websites, print media outlets, social media outlets such as Facebook, a sign at the project site, mailings, leaflets/flyers, brochures, and other forms of advertising;
6. A statement that the Applicant will use fair housing logo or phrase “Equal Housing Opportunity” on all advertising described above;
7. A statement that the Applicant will distribute written information regarding the availability of affordable units at the project to a list of organizations provided to the Applicant by the Agency, which list may be updated annually;
8. Whether the Applicant will conduct the marketing and initial rent-up or sales itself or contract with a third-party;
9. A statement that an initial application period with a specific start and end date will be utilized for accepting applications for consideration for the initial rental of the units and that the period will last for at least thirty (30) days after the marketing described in this plan is commenced. In addition, a statement that following the initial application period, all the applications submitted during the initial application period will be considered through the use of a lottery and not on a first-come first-served basis, unless the number of applications received during the initial application period is less than the total number of units available for rental.
10. A statement that the Applicant will maintain records of the activities it undertakes to implement its marketing plan.