



RESOLUTION: INVESTMENT POLICY FOR WCIDA FUNDS

WHEREAS,

1. The Wyoming County Industrial Development Agency (WCIDA) needs to have an investment policy that will apply to all funds and other financial resources available for investment on behalf of the WCIDA; and
2. The WCIDA authorizes the use of banks with branches in Wyoming County, authorized to do business in New York State, for placing investments and specifically prohibits using private brokerage or investment firms.

NOW, THEREFORE, BE IT RESOLVED

1. The WCIDA authorizes the following types of investments with commercial banks or trust companies authorized to do business in New York State:
 - ☐ Savings Accounts
 - ☐ N.O.W. Accounts, Super N.O.W. Accounts
 - ☐ Money Market Deposit Accounts
 - ☐ Certificates of Deposit
 - ☐ Other investment instruments as may be approved by the Office of the State Comptroller and expressly approved by the WCIDA's Board of Directors; and
2. All deposits of the WCIDA including certificates of deposit and special time deposits, in excess of the amount insured under the provisions of the Federal Deposit Insurance Act shall be secured by collateral in the Agency's name held by a bank; and
3. The following Investment Policy is hereby adopted at the July 22, 2004 Board meeting, and amended on October 28, 2008.

WCIDA INVESTMENT POLICY

1. This investment policy applies to all funds and other financial resources available for investment on behalf of the WCIDA. Excess funds will be invested to earn a safe return as provided for within State Law. The priorities for investing funds shall be (in order of priority):
 - a.) Safety so that WCIDA funds are not subject to loss.
 - b.) Liquidity so that appropriate amounts are available to meet all operating and lending requirements.
 - c.) Yield so that the highest market interest rate available (other conditions of risk being equal) is realized.
 - d.) Strong consideration will be given to those banks that participate with the WCIDA in financing projects.



2. The WCIDA hereby specifically delegates the authority to make day-to-day investment decisions within the guidelines and limitations of this policy resolution to the Executive Director and Treasurer. If the Treasurer is not available the Chairman is then authorized to make investment decisions.

All participants in the investment process shall act responsibly as custodians of the public trust and shall avoid any transaction that places WCIDA funds at unreasonable risk. All participants shall also refrain from personal business activity that provides direct personal or business benefits, that could conflict with proper execution of investments, or which could impair their ability to make impartial investment decisions.

3. Whenever prudent and practical, the deposits and investments will be diversified by financial institution, by investment instrument, and by maturity scheduling.

Funds not required for immediate use shall be deposited in a savings or checking account within three (3) business days. Funds not required for short term needs, shall be deposited in a money market or comparable account. The Executive Director is responsible for maintaining an internal control structure to provide reasonable assurances that deposits and investments are safeguarded against loss from unauthorized use or disposition, that transactions are executed in accordance with allowed authorization and recorded properly, and are managed in compliance with applicable laws and regulations.

4. The WCIDA authorizes the use of banks with branches in Wyoming County, authorized to do business in New York State, for placing investments and specifically prohibits using private brokerage or investment firms.

The WCIDA authorizes the following types of investment instruments for investing with commercial banks or trust companies authorized to do business in New York State:

- ☐ Savings Accounts
- ☐ N.O.W. Accounts, Super N.O.W. Accounts
- ☐ Money Market Deposit Accounts
- ☐ Certificates of deposit
- ☐ Other investment instruments as may be approved by the Office of the State Comptroller and expressly approved by the WCIDA's Board of Directors.

All financial institutions that the WCIDA conducts business with must be credit worthy. This should include a determination that the financial institution has maintained minimum risk-based capital regulatory requirements. Banks shall provide their most recent Consolidated Report of Condition (Call Report) at the request of the WCIDA to be reviewed by the Treasurer and Executive Director.

5. All deposits of the WCIDA including certificates of deposit and special time deposits, in excess of the amount insured under the provisions of the Federal Deposit Insurance Act can be secured by:
 - ☐ A pledge of "eligible securities" (appendix A) with a total value equal to the total amount of the deposits.
 - ☐ A letter of credit from the Federal Home Loan Bank.



- ☐ An eligible surety bond payable to the WCIDA for an amount at least equal to 100% of the aggregate amount of deposits and the agreed upon interest, if any, executed by an insurance company authorized to do business in New York State, whose claims-paying ability is rated in the highest rating category by at least two nationally recognized statistical rating organizations.

The security agreement shall provide that eligible securities are being pledged to secure WCIDA deposits together with agreed upon interest, if any, and any costs or expenses arising out of the collection of such deposits upon default.

6. The WCIDA specifically authorizes its designated officials the authority to use automated clearing house transfer of funds, among the approved banking institutions, to assist in obtaining "federal funds" enhanced interest rates. Each such transfer shall be specifically identified in the original journal entry and subsequently supported by the bank confirmation notice to provide an audit trail.

APPENDIX A

- ☐ Obligations issued that are fully insured or guaranteed as to the payment of principal and interest, by the United States of America, an agency thereof or a United States government sponsored corporation.
- ☐ Obligations partially insured or guaranteed by an agency of the United States of America, at a proportion of the Market Value of the obligations that represents the amount of insurance or guaranty.
- ☐ Obligations issued that are fully insured or guaranteed by the State of New York, obligations issued by a municipal corporation, school district or district corporation of such State or obligations of any public benefit corporation that under a specific State statute may be accepted as security for deposit of public money.
- ☐ Obligations issued by states (other than the State of New York) of the United States rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.
- ☐ Any mortgage related securities, as defined in the Securities Exchange Act of 1934, as amended, which may be purchased by banks under the limitations established by bank regulatory agencies.