

TOWN OF AMHERST INDUSTRIAL DEVELOPMENT AGENCY

**Minutes of the 539th Meeting
Friday, February 17, 2023 – 8:36 am
James J. Allen Boardroom
Agency Offices, 4287 Main Street**

PRESENT: Carlton N. Brock, Jr.
William Tuyn
Anthony Agostino
Timothy Drury
Hadar Borden
Nicole Gavigan
Jacqueline Berger, TOA Councilperson
David S. Mingoia, Executive Director
Kevin J. Zanner, Hurwitz & Fine PC

ABSENT: Frank LoTempio, III

GUESTS : AIDA Staff

Chairman Carlton Brock called the meeting to order and reminded everyone the meeting was being video recorded and live-streamed.

MINUTES

Upon a motion by Frank LoTempio, seconded by Anthony Agostino and unanimously carried, the minutes of the December 2022 meeting were approved as presented.

BILLS & COMMUNICATIONS

There were no Bills & Communications presented at this meeting.

TREASURER’S REPORT

Treasurer Agostino reviewed the highlights of the Treasurer’s Report for December 2022.

Upon a motion by William Tuyn, seconded by Hadar Borden and unanimously carried, the Treasurer’s Report for December 2022 were approved as presented.

PUBLIC COMMENT

There was no Public Comment at this meeting.

EXECUTIVE DIRECTOR’S REPORT

Attached to the minutes is the Executive Director’s Report.

COMMITTEE REPORTS

I. Audit & Finance Committee – 2022 Audited Financial Statements

Anthony Agostino informed the board that the Audit & Finance Committee had met with the Agency's auditor, Justin Reid from The Bonadio Group in February. Mr. Reid was invited to speak to the board. Mr. Reid gave the board a presentation of the 2022 Audited Financial Statements.

William Tuyn made a motion to accept the 2022 Audited Financial Statements as presented. Hadar Borden seconded the motion. Votes of aye were cast by Brock, Tuyn, Agostino, Drury, Borden and Gavigan. Motion to approve passed by a vote of 6-0.

II. Nominating Committee – Election of Officers and Committee Assignments for 2023

Nominating Committee member Hadar Borden presented the recommended 2023 Slate of Officers and Committee Assignments:

Chairman- Carlton Brock, Jr.
Vice Chairman – William Tuyn
Treasurer – Anthony Agostino
Secretary – Timothy Drury
Assistant Secretary – Kevin J. Zanner, Esq.

Audit & Finance Committee:

Anthony Agostino
Hadar Borden
Nicole Gavigan

Governance Committee:

Carlton Brock
Timothy Drury
Frank LoTempio

Hadar Borden made a motion to approve the Slate of Officers and Committee Assignments for 2023. William Tuyn seconded the motion. Votes to approve were made by Brock, Tuyn, Agostino, Drury, Borden and Gavigan. Motion to approve passed 6-0.

UNFINISHED BUSINESS

There was no Unfinished Business presented at this meeting.

NEW BUSINESS

I. Depository Certificates – Key Bank and M & T Bank

Both M & T Bank and Key Bank each requested by resolution, that the Amherst IDA designate them as depositories for AIDA funds and that the Agency further designate Carlton Brock, William Tuyn, Anthony Agostino and David Mingoia, as the Executive Committee, as signatories on accounts being held at M & T Bank and/or Key Bank, NA.

William Tuyn made a motion to approve the request from both M & T Bank and Key Bank to appoint AIDA Executive Committee of Carlton Brock, William Tuyn and Anthony Agostino, along with Executive Director David Mingoia as signatories on account being held at their institutions. Anthony

Agostino seconded the motion. Vote of ay were made by Brock, Tuyn, Agostino, Drury, Borden and Gavigan. Motion to approve passed 6-0.

Hadar Borden made a motion to adjourn the meeting. William Tuyn seconded the motion. The motion to adjourn passed unanimously. The meeting ended at 9:04 am.