

**TOWN OF AMHERST INDUSTRIAL DEVELOPMENT AGENCY**  
**Minutes of the 501<sup>st</sup> Meeting**  
**May 18, 2018– 8:30 am**  
**James J. Allen Board Room**  
**Agency Offices, 4287 Main Street**

PRESENT: Carlton N. Brock, Jr.  
Steven Sanders  
E. Marshall Wood, Jr.  
William W. Tuyn  
Hon. Timothy J. Drury  
David S. Mingoia, Executive Director  
Kevin J. Zanner, Hurwitz & Fine PC  
Jacqueline Berger, TOA Liaison

ABSENT: Michele F. Marconi  
Michael R. Szukala

GUESTS: AIDA Staff  
Lisa Arida, Daemen College  
Gary Olsen, Daemen College  
Terry Gilbride, Hodgson Russ, LLP  
David Tytko, Uniland Development

Chairman Brock called the meeting to order and reminded everyone that the meeting was being audio recorded.

**MINUTES**

The minutes of the March 2018 meeting were approved as presented.

**BILLS & COMMUNICATIONS**

The Agency received the Annual Examination Report from the Town of Amherst Comptroller's Office. The Report states that one property overpaid their PILOT by \$16,577.75 which was subsequently refunded to the property owner. The report noted that the remainder (99.77%) of the AIDA 2018 PILOTS were calculated correctly based on the contractual requirements and assessed value of record with the Town of Amherst and are remitting the proper amounts to the Comptroller's Department.

The Agency received a letter from Supervisor Brian Kulpa regarding the Town of Amherst's application to Governor Cuomo's Downtown Revitalization (DRI) and WNY Smart Growth Community Fund. The letter states that the application will identify projects and public investments that will spur economic growth within Amherst, specifically in the Niagara Falls Boulevard Corridor and the Eggerstville neighborhood.

The Supervisor requested AIDA financial support in the amount of \$4,000 for marketing expenses associated with the DRI application.

Marshall Wood made a motion to approve Supervisor Kulpa's request of \$4,000 to be used for marketing expenses associated with the DRI grant.

Steven Sanders seconded the motion. There was no discussion.

Votes of aye were made by Brock, Sanders, Wood, Tuyn and Drury. The motion to approve the expenditure passed 5-0.

**TREASURER'S REPORT**

The Treasurer Reports for March and April 2018 were approved as presented.

**PUBLIC COMMENT**

There was no Public Comment at this meeting.

**EXECUTIVE DIRECTOR REPORT**

Executive Director's report was presented.

**COMMITTEE REPORTS**

There were no Committee Reports at this meeting.

**UNFINISHED BUSINESS**

There was no Unfinished Business presented at this meeting.

**NEW BUSINESS**

- I. Lease Amendment-45 Bryant Woods, LLC

Company requested Agency consent to enter into a merger transaction whereby 45 Bryant Woods, LLC will merge with 45BW Holding, LLC with substantially the same ownership as 45 Bryant Woods, LLC.

The PILOT agreements will not be affected by this transaction and there will be no additional benefit afforded to the company.

Marshall Wood made a motion to approve the merger request of 45 Bryant Woods, LLC. William Tuyn seconded the motion. There was no discussion.

Votes of aye were cast by Brock, Sanders, Wood, Tuyn and Drury. Motion to approve passed 5-0.

9:01 am – Meeting adjourned.