

The regular semi-monthly meeting of the Board of Trustees of the Village of Menands, held on Monday July 21st, 2014, was called to order by Mayor Megan Grenier at 6:00 P.M.

PRESENT:

Megan Grenier, Mayor
Mark Lansing, Trustee
Aileen Nicoll, Trustee
Stephen Rehfuss, Village Attorney
Paul C. Reuss, Exec Asst to Mayor

ABSENT:

Seth H. Harris, Trustee
Mike Mackay, Trustee
William T. Smith, Jr., Village Treasurer

Also attending: Bill Garvey, Mike Steurer, Brian Rozmierski, David Ognan, Paul Cooney, Brian Marsh, Kirk Montanye, Diane Brunelle, Johanna Clarke, Dave Clarke, Jim Long, and Nadine Shadlock.

The Mayor led the Pledge of Allegiance.

Resident Jim Long inquired about restarting his proposal to purchase two vacant properties owned by the Village.

Bill Giering, Economic Development discussed the Menands Monster Mile & 5K Run/Walk to take place on Saturday, August 23rd before the 90th Village Picnic. NYS DOT requires a Special Use Permit signed by the Mayor and a certificate showing them as addition insured on the Village liability policy. A motion was made by Trustee Lansing, seconded by Trustee Nicoll authorizing the Mayor to sign to NYS DOT Special Use Permit.

ADOPTED:

Trustee Lansing	voting	AYE
Trustee Nicoll	voting	AYE
Mayor Grenier	voting	AYE

Resident Brian Marsh questioned the traffic counter on Lower Sage Hill Lane. The Mayor will ask the Acting Clerk if he knows this information for the next meeting.

Nadine Shadlock, Esq., representing Harmony Prima Lofts led a discussion on the storage building in the middle of the property (not for the residents use) being subdivided with its own tax map number. If it is in compliance with Village zoning it would go before the Planning Board. If in non compliance, Harmony Prima Lofts would need a variance from the Zoning Board of Appeals. This discussion was tabled for further review by Code Enforcement Officer Reuss, the Village Consulting Engineer and Village Attorney.

A motion was made by Trustee Lansing, seconded by Trustee Nicoll to approve payment for the following:

WARRANT # 4:

GENERAL	totaling	\$49,969.20
WATER	totaling	\$ 5,347.23
SEWER	totaling	\$ 574.75
	TOTALS	\$55,891.18

PAYROLL # 3: totaling \$81,779.10
(06/27/14 – 07/10/14)

ADOPTED:

Trustee Lansing	voting	AYE
Trustee Nicoll	voting	AYE
Mayor Grenier	voting	AYE

Trustee Lansing moved the following resolution, seconded by Trustee Nicoll

RESOLVED:

FIRST, that the Authorized Persons are, and each of them hereby is, authorized and empowered to the fullest extent possible, to act on behalf of the Corporation, to establish and maintain with MSSB one or more cash accounts, margin accounts, BusinessScape accounts, commodities accounts, or any other type of account offered by MSSB and its applicable affiliates (“Account”), for the purpose of purchasing, investing in, or otherwise acquiring, selling (including short selling), possessing, transferring, exchanging, borrowing, pledging or otherwise disposing of, and generally dealing in and with, cash and any and all forms of securities and financial instruments, including, but not limited to shares, stocks, bonds, debentures, notes, scrip, participation certificates, rights to subscribe, options, warrants, futures, commodities, commodity futures and/or options on futures, certificates of deposits, mortgages, evidence of indebtedness, commercial paper, and interests of any and every kind and nature whatsoever, secured and unsecured, whether represented by trust, participating and/or other certificates or otherwise.

SECOND, that, without obligation on MSSB’s part to inquire, instructions or actions, by any Authorized Person shall individually have the fullest authority on behalf of the Corporation with respect to the Account including, but not limited to, authority to:

- 1) give written or oral instructions to MSSB with respect to any securities in, or transaction or service offered in connection with, the Account;
- 2) deposit or withdraw money, securities and other property of the Corporation to and from the Accounts;
- 3) borrow money from MSSB and secure payment thereof with the property of the Corporation;
- 4) bind the Corporation to any contract, arrangement or transaction, which shall be entered into by any Authorized Person with or through MSSB;
- 5) make payments related to the Account by checks and/or drafts drawn upon the funds of the Corporation;
- 6) endorse any securities in order to pass ownership thereof or for any other purpose;
- 7) direct the sale or exercise of any rights with respect to securities therein;
- 8) sign releases and powers of attorney and enter into contracts and agreements, including but not limited to any MSSB account agreements and documentation relating to any debit or credit card, the check writing privilege, online services, electronic fund transfers and other services which are or may be offered in connection with the Account (where available), as such documents may be modified from time to time, and any documentation permitted or contemplated by such agreements, products and services, and to affix the corporate seal to same when necessary;
- 9) direct MSSB to surrender securities to the proper agent or party for the purpose of effecting any exchange or conversion, or otherwise; and

10) take any and all action in connection with the Account deemed or desirable by any Authorized Person.

THIRD, that any Authorized Person may appoint any person(s) ("Designated Persons") to (1) conduct trading in the Account; (2) endorse any securities, or to make, execute and deliver, under the corporate seal of the Corporation or otherwise, any instrument of assignment and/or transfer necessary or proper to pass title to such securities; (3) sign checks (in which event, the signature of the Designated Person shall promptly be provided on any applicable signature card upon request by MSSB); (4) use any associated debit or credit card (where available); or (5) provide instructions to effect electronic fund transfers.

FOURTH, that each Authorized Person is empowered and authorized to do all things each deems necessary or desirable to implement the foregoing Resolutions.

FIFTH, that MSSB may deal with any and all of the persons directly or indirectly empowered by foregoing Resolutions as though they are dealing with the Corporation directly.

SIXTH, that the Secretary of Corporation (or other duly designated officer) is hereby authorized and empowered to certify to MSSB, under the seal of the Corporation or otherwise;

(a) a true, correct and complete copy of these Resolutions;

(b) specimen signatures of each Authorized Person and each Designated Person empowered by these Resolutions, if so request by MSSB;

(c) a certificate (which if required by MSSB, shall be supported by an opinion of the general counsel of the Corporation, or other counsel satisfactory to MSSB) that the Corporation is duly organized and in good standing, that the corporate charter authorizes the action or business described in these Resolutions, and that no limitation has been imposed upon such powers by constitution, statute, regulations, charter, by-law or otherwise.

SEVENTH, that MSSB may rely upon any certification given in accordance with these Resolutions as continuing fully effective unless and until MSSB shall receive due written notice of an amendment, modification or rescission of such Resolutions or certification. Further resolved that MSSB shall not be liable for any action taken or not taken upon instruction of any Authorized Person or Designated Person prior to MSSB's actual receipt of written notice of the termination or impairment of such person's authority. The failure to supply any specimen signature shall not invalidate any transaction which is in accordance with authority previously granted. Further resolved that the Corporation shall indemnify and hold harmless MSSB and any of its subsidiaries and affiliates from any and all claims that a transaction was unauthorized or outside the scope of the Corporation's powers, if such transaction was authorized by any of the Authorized Persons or was unauthorized or outside the scope of the Corporation's powers, if such transaction was authorized by any of the Authorized Persons or Designated Persons.

EIGHTH, that in the event of any change in the office or powers of persons hereby empowered, the secretary (or other duly designated officer), shall certify such changes to MSSB, in writing, which certification, when MSSB receives it, shall terminate the powers of the persons previously authorized and empower the persons thereby substituted in accordance with all the provisions of these Corporate Resolutions.

NINTH, that the Corporation hereby authorizes MSSB to charge any amount due to MSSB under any arrangement with the Corporation, against any or all of the accounts and other proper of the Corporation held with MSSB or any of its affiliates, with the Corporation remaining liable for any deficiency and each Authorized Person or Designate Person is authorized and directed to pay to MSSB by checks and/or drafts drawn upon the

funds of the Corporation such sums as may be necessary to discharge the Corporation's obligations to MSSB.

TENTH, Corporation agrees that MSSB may apply these Resolutions to any accounts in the name of the Corporation.

ADOPTED:

Trustee Lansing	voting	AYE
Trustee Nicoll	voting	AYE
Mayor Grenier	voting	AYE

There was a discussion on the updated procurement policy incorporating the Best Value Contract Award and department head monthly meetings. A motion was made by Trustee Lansing, seconded by Trustee Nicoll to adopt the revised procurement policy for the Village.

ADOPTED:

Trustee Lansing	voting	AYE
Trustee Nicoll	voting	AYE
Mayor Grenier	voting	AYE

Asst Chief Steurer inquired again about the Board authorizing the purchase of a used chief's vehicle from Schuyler Heights Fire Company for \$15,000.00. This discussion was continued in Executive Session.

The Mayor stated that NYS DOT started stripping Route 32 (Broadway) on Monday evening July 21st, 2014.

The Mayor and Board will have a discussion on the school path for emergency access at the next regular meeting.

At 6:36 PM Trustee Lansing made a motion, seconded by Trustee Nicoll to enter into Executive Session.

ADOPTED:

Trustee Lansing	voting	AYE
Trustee Nicoll	voting	AYE
Mayor Grenier	voting	AYE

The regular meeting reconvened at 6:54 P.M.

A motion was made by Trustee Lansing, seconded by Trustee Nicoll to adjourn the meeting.

ADOPTED:

Trustee Lansing	voting	AYE
Trustee Nicoll	voting	AYE
Mayor Grenier	voting	AYE

The meeting was duly adjourned at 7:05 P.M.

As submitted to me on Monday, July 28, 2014.

William T. Smith, Jr.
Treasurer