

RESOLUTION NO. 188

**AUTHORIZING THE CONVEYANCE OF 10 PARCELS OF REAL PROPERTY
IN THE CITY OF ALBANY TO THE ALBANY HOUSING AUTHORITY**

Introduced: 5/12/08

By Audit and Finance Committee, Ms. McKnight and Mr. Gordon:

WHEREAS, The County of Albany has acquired, through in rem foreclosure, title to 10 parcels of real property known as 22, 30, 64, 66, 74 and 86 Morton Avenue, 100-98 Clinton Street and 100-98 Clinton Street Rear, and 99 and 105 Clinton Street in the City of Albany, and (AKA 84)

WHEREAS, The Albany Housing Authority has requested the transfer of the 10 parcels for use in an affordable housing project funded by a New York State Division of Housing and Community Renewal grant, and

WHEREAS, The Commissioner of the Department of Management and Budget has recommended that the above-mentioned properties be conveyed to the Albany Housing Authority to support construction of affordable housing in the City's South End, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to execute on behalf of the County any documents necessary to convey the aforementioned parcels to the Albany Housing Authority for the amount of \$1 for each of the 10 parcels, and, be it further

RESOLVED, That the County Attorney is authorized to approve said conveyances as to form and content, and said conveyance shall include a provision in which the County has the right of reacquisition if said property is no longer used for the aforementioned purpose and a provision requiring the County to be notified in the event that the property is subsequently sold, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

Adopted by unanimous vote. 5/12/08

RE: 16 MORTON

RESOLUTION NO. 77

AUTHORIZING THE CONVEYANCE OF THREE PARCELS OF REAL PROPERTY IN THE CITY OF ALBANY TO THE CITY OF ALBANY

Introduced: 3/13/06

By Audit and Finance Committee and Ms. McKnight:

WHEREAS, The City of Albany has requested the County to convey three tax-foreclosed properties to allow the South End Neighborhood Plan to proceed in an effort to renovate and build new rental and owner-occupied housing to improve housing, economic development, quality of life and other aspects that stakeholders deem important to community revitalization, and

WHEREAS, The Commissioner of the Department of Management and Budget indicates that the County has paid the City a total of \$72,461.80 in delinquent tax liens on the three properties, and

WHEREAS, The Commissioner has recommended that the County convey to the City of Albany the three parcels by quitclaim deed with a provision to reimburse the County the amount of profit if any of the redeveloped properties is sold for more than the cost of the improvements, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to execute on behalf of the County any documents necessary to convey the following parcels to the City of Albany: 16 Morton Avenue, 27 Teunis Street and 145 Third Avenue, and be it further

RESOLVED, That the transfer of the property at 16 Morton Avenue, a commercial space, is authorized on the express condition that it will be renovated for use by the Albany County District Attorney's Office, and, be it further

RESOLVED, That the properties be transferred to the City by quitclaim deed containing a releasable right of reverter to the County requiring the properties be used to implement the South End Neighborhood Plan and that each property be improved at a minimum by the specified amount of the delinquent tax liens on the property at the time the County foreclosed, and, be it further

RESOLVED, That the County agrees to release the right of reverter on each property upon submission of proof that the cost of the improvements meets or exceeds the amount of the delinquent tax lien, or, in the event a property is sold at a profit exceeding the cost of the improvements, the County is entitled to reimbursement of the full amount of the excess, and, be it further

RESOLVED, That the County Attorney is authorized to approve said conveyances as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

Adopted by unanimous vote. 3/13/06

Parcel # W- 2-45-72

Ward 2, City and County of Albany
Alleged Owner- Arnold Minick Inc. - Described as follows:
Street No. 37 Catherine Street, Lot No. -
North side between Clinton and Elizabeth Street
Bounded by lands now or formerly of :
 North - L. Morton Avenue, East - Lenseth
 South - Catherine Street, West - Symanski
Dimensions: 22 X 66

Being a portion of the premises conveyed to the City of Albany from the County of Albany, New York by deed dated January 7, 1977 and recorded in the Albany County Clerk's Office on January 7, 1977 in Liber 2125 of Deeds at page 861.

ALSO

ALL THAT PIECE OR PARCEL OF LAND situate, lying and being in the City of Albany, County of Albany, State of New York, being described in the City of Albany List of Foreclosures of certain tax liens filed in the Albany County Clerk's Office on October 13, 2000 and included in certain deed dated August 19th, 2003, executed by David R. Polan, Commissioner of the Albany County Department of Management and Budget, Enforcing Officer of the County of Albany, New York to the said County of Albany and recorded August 22, 2003 in Liber 2742 of Deeds at Page 1024 as follows:

Foreclosure#: Albany-0839-00
City of Albany County of Albany
Alleged Owner(s): South End Improvement
Description: 16 Morton Avenue
Class Code#: 484 Tax Map #: 07605700050170000000

Being a portion of the premises conveyed to the City of Albany, New York from the County of Albany, New York, by deed dated April 20th, 2006 and recorded in the Albany County Clerk's Office on April 27, 2006 in Liber 2842 of Deeds at page 193.

Together with all right, title and interest, if any, of the party of the first part in and to any street and roads abutting the above described premises to the centerline thereof.

SUBJECT to all covenants, restrictions, reservations, easements, conditions and rights appearing of record; and subject to any statement of facts an accurate survey would show.

This conveyance is made pursuant to Ordinance Number 50.61.08 passed by the Common Council of the City of Albany on June 16, 2008.

TOGETHER with the appurtenances and all the estate and rights of the grantor in and to said premises.

TO HAVE AND TO HOLD the premises herein granted unto the grantee, the heirs or successors and assigns of the grantee forever.

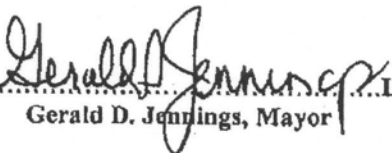
AND, the grantor, in compliance with Section 13 of the Lien Law, covenants that the grantor will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement and will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose.

The words "grantor" and "grantee" shall be construed to read in the plural whenever the sense of this indenture so requires.

IN WITNESS WHEREOF, the grantor has executed this deed the day and year first above written.

In presence of:

City of Albany, New York

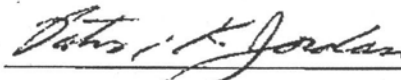
BY:  L.S.
Gerald D. Jennings, Mayor

STATE OF NEW YORK)

) ss.:

COUNTY OF ALBANY)

On the 5th day of November in the year 2008, before me personally appeared GERALD D. JENNINGS, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or person upon behalf of which the individual acted, executed the instrument pursuant to Ordinance 50.61.08, passed by the City of Albany Common Council on June 16, 2008.



NOTARY PUBLIC

PATRICK K. JORDAN
Notary Public, State of New York
Qualified in Schenectady County
No. 02JO6140368
Commission Expires Jan. 30, 2010

Please Record and Return to:

Albany Housing Authority
200 South Pearl Street
Albany, New York 12202



P. DAVID SOARES
DISTRICT ATTORNEY

COUNTY OF ALBANY
OFFICE OF THE DISTRICT ATTORNEY
COUNTY COURT HOUSE
ALBANY, NEW YORK 12207
(518) 487-5460
(518) 487-5093 - FAX

DAVID M. ROSSI
CHIEF ASSISTANT DISTRICT ATTORNEY

CHERYL K. FOWLER
DEPUTY CHIEF ASSISTANT DISTRICT
ATTORNEY

Honorable Lucille M. McKnight
Albany County Legislator, District 2
79 Third Avenue
Albany, NY 12202

Dear Honorable Lucille McKnight:

Thank you for your continued support of the Office of the Albany County District Attorney. In particular, we sincerely appreciate your assistance with regard to 16 Morton Avenue in the City of Albany.

On March 13, 2006, the Albany County Legislature approved the conveyance of 16 Morton Avenue to the Albany Housing Authority with the expressed condition that it be renovated for use by the Office of the Albany County District Attorney. The Albany Housing Authority requested the property because it was an integral part of the South End renewal plan, Phase II.

It has recently come to our attention that the needs of the South End Community will be better served by our office occupying a location other than 16 Morton Avenue. As such, the Albany Housing Authority has agreed to provide us alternate space in the South End. The Office of the District Attorney has enjoyed a successful partnership with the Albany Housing Authority over the last several years and we have confidence in their ability to improve community through strategic building and rehabbing of neighborhoods.

One example of this is the new Community Justice Outreach Office located at 155 Clinton Avenue which is owned by the Albany Housing Authority. This building is at the intersection of North Swan Street, which has been completely transformed by the Albany Housing Authority with both new residential and business properties.

Once again, we thank you for all your assistance in acquiring 16 Morton Avenue. We now believe it is in the best interest of the residents of the South End to allow the Albany Housing Authority the property rights without condition.

Please feel free to contact me with any questions.

Very truly yours,


P. DAVID SOARES
DISTRICT ATTORNEY

Scavo, Vincent

TXDB05 CALC

*** LIEN 1 S

DATE: 05/23/01

TOWN: 01 TAX MAP NUMBER: 076 057 0005 17 000 0005

BILL# 00000000

PARCEL ADDRESS: 16 MORTON AVE

SRCH# 00000000

BILL DATE: 20 010523 PLAN: 0.00 PROPERT

YEAR	TYP	PRINCIPAL	CHARGES	INTEREST	AMT DUE	PAYMENT	SEL
2002	S	1407.39	70.36	140.73	1618.48	0.00	
2001	S	1251.54	62.57	275.33	1589.44	0.00	
2001	P	813.25	40.66	154.51	1008.42	0.00	
2000	P	846.11	47.30	262.29	1155.70	0.00	

5372.04

OVERKEY TAX MAP NUMBER OR BILL DATE HIT PF4

TOTAL: 0.00

PF1=UPD PF2=GET BILL PF3=GET SRCH PF4=CALC PF5=WRITE SRCH
PF6=PRINT BILL PF7=MAIN PF8=+1PAGE PF9=PRINT SEARCH PF10=RETN PF12=END
END OF DELINQUENCIES FOR THIS PROPERTY

old Pharmacy!
*Jfm***INFORMATIONAL BILL**

**SOUTH END
IMPROVEMENT CORPORATION**

38 CATHERINE STREET ALBANY, NEW YORK 12202

(518) 436-8777

May 13, 2001

Hon. Lucille McKnight
Albany County legislator -2nd District
79 Third Avenue
Albany, NY 12202

Re: Property tax relief for South End Improvement Corporation (address: 16 Morton Avenue)

Dear Ms. McKnight:

The South End Improvement Corporation is a not-for-profit community development agency serving the South End area in the City of Albany. In June of 2000 the property at 16 Morton Avenue was deeded to South End Improvement to serve as a benefit within our community.

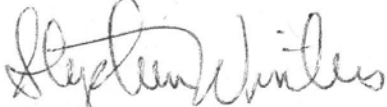
South End Improvement is working with Albany Operation Weed & Seed to create a youth employment program that would be located at 16 Morton Avenue. Weed and Seed will develop and implement the program for youth that will operate at this site.

We would appreciate any effort on your behalf to assist with property tax relief on this property through the Albany County Dept. of Real Property. The total amount of property taxes due at this time is approximately \$6,000.00 payable to Albany County. To make the necessary improvements and renovations for this project we request Albany County forgive us of this tax debt at 16 Morton Avenue.

It would be most helpful if you could intervene and provide assistance to us on this matter. Our goal is to have the building rehabilitated and the youth program operating during this Summer 2001.

Please feel free to contact me should you need any additional details on this project. I would like to thank you for past support and hope you are able to assist with this project. You can reach me at the South End Improvement Corporation.

Sincerely,



Stephen Winters, Executive Director
South End Improvement Corporation