

# Resolution 20-19

## Finger Lakes Regional Land Bank Corporation Board of Directors

### AUTHORIZING THE SIDE-LOT SALE OF 3529 STATE ROUTE 89, TOWN OF FAYETTE

Moved By *Sinicropi, Bernhart*

**WHEREAS**, The New York Not-for-Profit Corporation Law §1609(d) authorizes the Finger Lakes Regional Land Bank Corporation (the "Land Bank") to convey, exchange, sell, or transfer any of its interests in, upon, or to real property; and

**WHEREAS**, pursuant to New York Not-for-Profit Corporation Law §1605(i)(5), requires that a sale of real property be approved by a majority vote in the Board of Directors; and

**WHEREAS**, all disposals of Land Bank property must be made to qualified buyers pursuant to Section 5 of the Property Disposition Policy; and

**WHEREAS**, there are Discount/Preference Programs in the Land Bank's disposition policy under section 5(b) Residential Side Lot Program to sell vacant parcels to adjacent property owners at a discounted price; and

**WHEREAS**, the purchase price for 3529 State Route 89 shall be \$2,000; and

**WHEREAS**, Land Bank staff have determined that the buyer Michael Lee is a qualified buyer as per the disposition policy; and

**WHEREAS**, the Governor of New York has issued Executive Order 202.1 which reads "Article 7 of the Public Officers Law, to the extent necessary to permit any public body to meet and take such actions authorized by the law without permitting in public in-person access to meetings and authorizing such meetings to be held remotely by conference call or similar service, provided that the public has the ability to view or listen to such proceeding and that such meetings are recorded and later transcribed;" and

**WHEREAS**, this meeting was held on a publicly advertised and available conference call line in compliance with Executive Order 202.1; and

**NOW, THEREFORE BE IT RESOLVED**, by the Finger Lakes Regional Land Bank Corporation that:

- 1) The Members of the Board of Directors hereby authorize the Land Bank to sell 3529 State Route 89 to Michael Lee of 3533 State Route 89 and authorize the CEO/President to enter into a Contract to Purchase and a Payment Plan with the Land Bank as Seller and the Buyer. The Contract to Purchase and Payment Plan will be agreeable in form and content to the CEO/President of the Land Bank and Land Bank Counsel.
- 2) The Chairman, Vice Chairman, Secretary, and CEO/President of the Land Bank are each hereby authorized and directed to execute all the documents on behalf of the Land Bank which may be

necessary or desirable to further the intent of this Resolution and do such further things for perform such acts as may be necessary or convenient to implement the provisions of this resolution.

- 3) The CEO/President of the Land Bank is hereby authorized and directed to execute and deliver all such certificates, instruments, and documents, to pay all such fees, charges and expenses and to do all such further acts and things as may be necessary or, in the opinion of the officer, employee, or agent acting, desirable and proper to the effect and purposes of the foregoing resolution.

I, Jill Henry, Secretary of the Finger Lakes Regional Land Bank Corporation, a corporation organized and existing under the laws of the State of New York (the "Corporation"), do hereby certify that the above is a true and correct copy of a resolution duly adopted at a meeting of the Board of Directors of the Corporation duly held and convened under a State and County declared State of Emergency on June 23<sup>rd</sup>, 2020, at which meeting a duly constituted quorum of the Board of Directors was present and acting throughout, and that such resolution has not been modified, rescinded, or revoked, and is at present in full force and effect.

IN WITNESS THEREOF, the undersigned has affixed their signature this 25<sup>th</sup> day of June, 2020. The Corporation has no corporate seal.

x   
Jill Henry  
Corporation Secretary

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Moved: Sinicropi, Barnhart

	Yes	Nay	Abstain	Absent
Cindy Garlick-Lorenzetti	[ ]	[ ]	[ ]	[X]
Robert Hayssen	[ ]	[ ]	[ ]	[X]
Jill Henry	[X]	[ ]	[ ]	[ ]
Don Northrup	[X]	[ ]	[ ]	[ ]
Melissa Nesbit	[ ]	[ ]	[ ]	[X]
Frank Sinicropi	[X]	[ ]	[ ]	[ ]
Kyle Barnhart	[X]	[ ]	[ ]	[ ]