

OFFICIAL RECORD

Lockport, NY
September 11, 2017

The special meeting was called to order by Chairman McNall at 7:33 p.m.

Clerk Tamburlin called the roll. All Legislators were present with the exception of Legislators Hill and Syracuse

Resolution No. ED-019-17

From: Economic Development Committee and Administration Committee

Dated: September 11, 2017

RESOLUTION AUTHORIZING AN INTERMUNICIPAL AGREEMENT BETWEEN THE COUNTY OF NIAGARA, COUNTY OF ORLEANS, CITY OF LOCKPORT, CITY OF NIAGARA FALLS and the CITY OF NORTH TONAWANDA RELATIVE TO THE CREATION OF THE NORLIC, A NEW YORK LAND BANK

WHEREAS, addressing the need to strengthen and revitalize local communities, New York State recently enacted the "Land Bank Act" (Not for Profit Corporation Law, Article 16) which authorizes municipalities to establish individual or cooperative land banks, and

WHEREAS, vacant and abandoned properties present a danger to the health and safety of local residents, result in costs and loss of revenues to local governments, and discourage further investment in the community, and

WHEREAS, land banks may acquire, redevelop and improve tax delinquent, vacant or abandoned property, thereby providing a mechanism to acquire blighted properties and convert them to productive uses, and

WHEREAS, to maximize opportunities and increase efficiencies, the County of Niagara, County of Orleans, City of Lockport, City of Niagara Falls and the City of North Tonawanda desire to establish a single land bank, and

WHEREAS, pursuant to the Land Bank Act, it is necessary to adopt a resolution establishing the Land Bank on behalf of Niagara County and others, now, therefore, be it

RESOLVED, there is hereby created a land bank on behalf of the County of Niagara, with the intent but not the requirement to include County of Orleans, City of Lockport, City of Niagara Falls and the City of North Tonawanda, to be known as the Niagara Orleans Regional Land Improvement Corporation ("NORLIC"), and be it further

RESOLVED, that the Board of Directors shall consist of seven members; as set forth below and subject to each member approving the Intermunicipal Agreement subject to respective municipality joining the land bank, and be it further

RESOLVED, that the initial members of the Board of Directors and their alternate appointee will have a term of six (6) months or until replaced by the respective municipality; and are hereby approved, as follows:

- (a) Richard Updegrave, Niagara County Manager;
- (b) Chairman of Legislature, Orleans County;
- (c) [Mayor], City of Lockport;

- (d) [Mayor], City of Niagara Falls;
- (e) [Mayor], City of North Tonawanda;
- (f) Samuel Ferraro, Niagara County Commissioner of Economic Development;
- (g) Niagara County Treasurer or appointee

and be it further

RESOLVED, that the manner of appointment of Board of Directors, after the initial term, subject to the municipalities who have joined, shall be as follows:

- (a) Three members shall be appointed by the Chairman of the Niagara County Legislature;
- (b) One member shall be appointed by the Orleans County Legislature;
- (c) One member shall be appointed by the Mayor of the City of Lockport;
- (d) One member shall be appointed by the Mayor of the City of Niagara Falls;
- (e) One member shall be appointed by the Mayor of the City of North Tonawanda;

and be it further

RESOLVED, that the term of said directors after the initial term shall be two (2) years, and be it further

RESOLVED, that each board member, at the election of his or her appointing party, may not be subject to term limits, and be it further

RESOLVED, that the County of Niagara hereby authorize the Chairman of the Legislature to execute an Intermunicipal Agreement between the County of Niagara and other municipalities that may include, County of Orleans, City of Lockport, City of Niagara Falls and the City of North Tonawanda for the creation of the NORLIC, a New York Land Bank, and be it further

RESOLVED, that the agreement shall only be executed after review and approval by the Niagara County Attorney for terms, form and content, and be it further

RESOLVED, that the Certificate of Incorporation for the Land Bank shall be in substantially the same form as available for review at the Niagara County Clerk's Office and hereby is approved, and be it further

RESOLVED, that the Agreement will be for a five (5) year period upon execution, with an automatic five (5) year renewal period unless terminated in accordance with its terms and conditions, and be it further

RESOLVED, that the land bank may proceed forward whether the Intermunicipal Agreement includes all the suggested municipalities or only the County of Niagara

Moved by Bradt, seconded by Virtuoso.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres

Moved by Andres, seconded by Steed that the Board adjourn.

The Chairman declared the Board adjourned at 7:37 p.m., subject to the call of the Clerk.

A handwritten signature in cursive script, reading "Mary Jo Tamburlin".

Mary Jo Tamburlin, Clerk