

# BUFFALO ERIE NIAGARA LAND IMPROVEMENT CORPORATION

## **MEMORANDUM**

**TO:** Board of Directors, Buffalo Erie Niagara Land Improvement Corporation  
**FROM:** Maria R. Whyte, Chairperson  
**SUBJECT:** **Resolution #: 2014-8**  
Authorization for BENLIC Executive Director to Bid at In Rem 162  
**DATE:** July 18th, 2014

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### DISCUSSION

BENLIC's mission is to return vacant, abandoned and tax delinquent property to productive use. To promote this mission, BENLIC was awarded \$2,087,500 from the Office of the Attorney General's (OAG) Community Revitalization Initiative. The staff of Erie County DEP, the BENLIC Working Group, and the BENLIC Property Selection Committee has worked with municipalities in Erie County to select appropriate properties, fully vetted the properties, and identified those properties appropriate for acquisition by the Corporation. On July 17, 2014, the BENLIC Property Selection Subcommittee voted to recommend the acquisition of the following properties in the County's Auction In Rem 162:

- 8820 State Road, Colden SBL# 243.03-2-6
- 100 Sawyer Avenue, Tonawanda SBL# 64.12-3-16
- 53 West Main Street, Springville SBL# 335.15-5-18

The municipalities involved have completed the required SIR/MDR forms for these parcels and have passed resolutions requested BENLIC acquire them.

These properties have not been redeemed as of July 18, 2014. Therefore, the BENLIC Board of Director's wishes to authorize their Executive Director to bid on these properties at In Rem 162.

### ACTION

The Board of Directors is hereby requested to approve the following resolution:

RESOLVED, that the BENLIC Board of Directors accepts the recommendation of the Property Selection Subcommittee with the intent to acquire the above referenced parcels; and be it further

RESOLVED, that BENLIC authorizes Jocelyn Gordon, as BENLIC Executive Director, to attend In Rem 162 and bid the amount of the back taxes on the slate of approved properties provided that the purchaser and interests of 100 Sawyer avenue (SBL# 64.12-3-16), agrees in writing to indemnify, defend and release BENLIC from any and all past, present and future environmental liabilities while also committing to consummate the sale with BENLIC in advance of the in-rem 162 auction; and be it further

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RESOLVED, that Jocelyn Gordon, BENLIC Executive Director, is authorized to take whatever actions are necessary subsequent to In Rem 162 to execute an agreement with the County, close on the properties, and ensure that BENLIC holds clear title to the properties.