

**BUFFALO ERIE NIAGARA LAND  
IMPROVEMENT CORPORATION**

*Financial Statements, Supplementary Information and  
Other Information for the Years Ended December 31, 2023  
and 2022 and Independent Auditors' Reports*



**BUFFALO ERIE NIAGARA LAND IMPROVEMENT CORPORATION**  
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**Years Ended December 31, 2023 and 2022**

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### INDEPENDENT AUDITORS' REPORT

To the Board of Directors of the  
Buffalo Erie Niagara Land Improvement Corporation:

#### Report on the Audit of the Financial Statements

##### *Opinion*

We have audited the financial statements of the Buffalo Erie Niagara Land Improvement Corporation (the "Corporation"), which comprise the statements of financial position as of December 31, 2023 and 2022, and the related statements of activities and cash flows for the years then ended, and the related notes to the financial statements.

In our opinion, the accompanying financial statements present fairly, in all material respects, the financial position of the Corporation as of December 31, 2023 and 2022, and the changes in its net assets and its cash flows for the years then ended in accordance with accounting principles generally accepted in the United States of America.

##### *Basis for Opinion*

We conducted our audits in accordance with auditing standards generally accepted in the United States of America ("GAAS") and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. Our responsibilities under those standards are further described in the Auditors' Responsibilities for the Audit of the Financial Statements section of our report. We are required to be independent of the Corporation and to meet our other ethical responsibilities, in accordance with the relevant ethical requirements relating to our audits. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

##### *Responsibilities of Management for the Financial Statements*

Management is responsible for the preparation and fair presentation of the financial statements in accordance with accounting principles generally accepted in the United States of America, and for the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

In preparing the financial statements, management is required to evaluate whether there are conditions or events, considered in the aggregate, that raise substantial doubt about the Corporation's ability to continue as a going concern for one year after the date that the financial statements are issued.

### ***Auditors' Responsibilities for the Audit of the Financial Statements***

Our objectives are to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinion. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with GAAS will always detect a material misstatement when it exists. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Misstatements are considered material if there is a substantial likelihood that, individually or in the aggregate, they would influence the judgment made by a reasonable user based on the financial statements.

In performing an audit in accordance with GAAS, we:

- Exercise professional judgment and maintain professional skepticism throughout the audit.
- Identify and assess the risks of material misstatement of the financial statements, whether due to fraud or error, and design and perform audit procedures responsive to those risks. Such procedures include examining, on a test basis, evidence regarding the amounts and disclosures in the financial statements.
- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the Corporation's internal control. Accordingly, no such opinion is expressed.
- Evaluate the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluate the overall presentation of the financial statements.
- Conclude whether, in our judgment, there are conditions or events, considered in the aggregate, that raise substantial doubt about the Corporation's ability to continue as a going concern for a reasonable period of time.

We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit, significant audit findings, and certain internal control-related matters that we identified during the audit.

### ***Supplementary Information***

Our audit was conducted for the purpose of forming an opinion on the financial statements as a whole. The Schedule of Corporation Investments and the Real Property Listing are presented for purposes of additional analysis and are not a required part of the financial statements. Such information is the responsibility of management and, except for that portion marked "unaudited," was derived from and relates directly to the underlying accounting and other records used to prepare the financial statements. The information, except for that portion marked "unaudited," has been subjected to the auditing procedures applied in the audits of the financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the financial statements or to the financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, except for that

portion marked “unaudited,” on which we express no opinion nor any assurance, the information is fairly stated in all material respects in relation to the financial statements as a whole.

**Other Reporting Required by *Government Auditing Standards***

In accordance with *Government Auditing Standards*, we have also issued our report dated March 11, 2024 on our consideration of the Corporation’s internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts and grant agreements, and other matters. The purpose of that report is solely to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on the effectiveness of internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the Corporation’s internal control over financial reporting and compliance.

*Brecher & Malecki LLC*

March 11, 2024





## FINANCIAL SECTION



**BUFFALO ERIE NIAGARA LAND IMPROVEMENT CORPORATION**  
**Statements of Financial Position**  
**December 31, 2023 and 2022**

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	<b>2023</b>	<b>2022</b>
<b>ASSETS</b>		
Current assets:		
Cash and cash equivalents	\$ 2,695,176	\$ 2,038,262
Investments	-	987,190
Receivables	40,480	10,521
Prepaid expenses	5,281	4,542
Total current assets	2,740,937	3,040,515
Noncurrent assets:		
Security deposits	1,856	1,856
Assets held for sale	945,284	1,316,124
Total noncurrent assets	947,140	1,317,980
Total assets	\$ 3,688,077	\$ 4,358,495
 <b>LIABILITIES AND NET ASSETS</b>		
Liabilities:		
Operating accounts payable	\$ 17,765	\$ 96,445
Amounts due to municipalities	339,980	442,229
Total liabilities	357,745	538,674
Net assets:		
Without donor restrictions	3,330,332	3,819,821
Total net assets	3,330,332	3,819,821
Total liabilities and net assets	\$ 3,688,077	\$ 4,358,495

The notes to the financial statements are an integral part of these statements.

**BUFFALO ERIE NIAGARA LAND IMPROVEMENT CORPORATION**  
**Statement of Activities**  
**Year Ended December 31, 2023**

	<u>Without Donor Restrictions</u>	<u>With Donor Restrictions</u>	<u>Total</u>
Revenues:			
Grant revenue	\$ 258,066	\$ -	\$ 258,066
Property sales	615,795	-	615,795
Miscellaneous revenue	<u>1</u>	<u>-</u>	<u>1</u>
Total revenues	<u>873,862</u>	<u>-</u>	<u>873,862</u>
Expenses:			
Cost of sales	922,874	-	922,874
Salary expenses	355,390	-	355,390
Retirement contributions	26,989	-	26,989
Professional services	45,434	-	45,434
Office expenses	60,011	-	60,011
Other expenses	<u>16,487</u>	<u>-</u>	<u>16,487</u>
Total expenses	<u>1,427,185</u>	<u>-</u>	<u>1,427,185</u>
Change in net assets from operating activities	(553,323)	-	(553,323)
Nonoperating activities:			
Interest income	38,680	-	38,680
Realized gain on investments	<u>25,154</u>	<u>-</u>	<u>25,154</u>
Total nonoperating activities	<u>63,834</u>	<u>-</u>	<u>25,154</u>
Change in net assets	(489,489)	-	(528,169)
Total net assets—beginning	<u>3,819,821</u>	<u>-</u>	<u>3,819,821</u>
Total net assets—ending	<u>\$ 3,330,332</u>	<u>\$ -</u>	<u>\$ 3,330,332</u>

The notes to the financial statements are an integral part of this statement.

**BUFFALO ERIE NIAGARA LAND IMPROVEMENT CORPORATION**  
**Statement of Activities**  
**Year Ended December 31, 2022**

	<u>Without Donor Restrictions</u>	<u>With Donor Restrictions</u>	<u>Total</u>
Revenues:			
Grant revenue	\$ 199,530	\$ -	\$ 199,530
Property sales	1,441,755	-	1,441,755
Miscellaneous revenue	<u>2,103</u>	<u>-</u>	<u>2,103</u>
Total revenues	<u>1,643,388</u>	<u>-</u>	<u>1,643,388</u>
Expenses:			
Cost of sales	1,825,738	-	1,825,738
Salary expenses	338,748	-	338,748
Retirement contributions	23,416	-	23,416
Professional services	129,648	-	129,648
Office expenses	53,074	-	53,074
Other expenses	<u>11,808</u>	<u>-</u>	<u>11,808</u>
Total expenses	<u>2,382,432</u>	<u>-</u>	<u>2,382,432</u>
Change in net assets from operating activities	(739,044)	-	(739,044)
Nonoperating activities:			
Unrealized loss on investments	<u>(8,844)</u>	<u>-</u>	<u>(8,844)</u>
Total nonoperating activities	<u>(8,844)</u>	<u>-</u>	<u>(8,844)</u>
Change in net assets	(747,888)	-	(747,888)
Total net assets—beginning	<u>4,567,709</u>	<u>-</u>	<u>4,567,709</u>
Total net assets—ending	<u>\$ 3,819,821</u>	<u>\$ -</u>	<u>\$ 3,819,821</u>

The notes to the financial statements are an integral part of this statement.

**BUFFALO ERIE NIAGARA LAND IMPROVEMENT CORPORATION**  
**Statements of Cash Flows**  
**Years Ended December 31, 2023 and 2022**

	<b>2023</b>	<b>2022</b>
<b>CASH FLOWS FROM OPERATING ACTIVITIES</b>		
Change in net assets from operating activities	\$ (553,323)	\$ (739,044)
Adjustments to reconcile change in net assets from operating activities to net cash (used for) operating activities:		
(Increase) decrease in receivables	(29,959)	22,363
(Increase) in prepaid expenses	(739)	(954)
Decrease in assets held for sale	370,840	387,712
(Decrease) in operating accounts payable	(78,680)	(56,371)
(Decrease) increase in amounts due to municipalities	(102,249)	168,484
(Decrease) in unearned revenue	-	(80,715)
Net cash (used for) operating activities	(394,110)	(298,525)
<b>CASH FLOWS FROM INVESTING ACTIVITIES</b>		
Sale (purchase) of investments	948,510	(996,034)
Interest income and realized gain on investments	63,834	-
Net cash provided by (used for) investing activities	1,012,344	(996,034)
Net increase (decrease) in cash and cash equivalents	618,234	(1,294,559)
Cash and cash equivalents—beginning	2,038,262	3,332,821
Cash and cash equivalents—ending	\$ 2,656,496	\$ 2,038,262

The notes to the financial statements are an integral part of these statements.

**BUFFALO ERIE NIAGARA LAND IMPROVEMENT CORPORATION**  
**Notes to the Financial Statements**  
**Years Ended December 31, 2023 and 2022**

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**1. DESCRIPTION OF THE ORGANIZATION**

The Buffalo Erie Niagara Land Improvement Corporation (“the Corporation”) was organized on June 6, 2012, pursuant to Article 16 of the Not-for-Profit Corporation Law of the State of New York. The Corporation was formed through a joint venture of the County of Erie and Cities of Buffalo, Lackawanna, and Tonawanda. The Corporation was created to confront and alleviate the problems distressed properties cause to communities by supporting municipal and regional revitalization efforts and strategically acquiring, improving, assembling, and selling distressed, vacant, abandoned, and/or tax-delinquent properties.

**2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES**

***Basis of Presentation***—The Corporation prepares its financial statements in accordance with generally accepted accounting principles in the United States of America (“GAAP”) for not-for-profit organizations. The significant accounting and reporting policies used by the Corporation are described subsequently to enhance the usefulness and understandability of the financial statements.

***Basis of Accounting***—The accounts of the Corporation are maintained on the accrual basis of accounting. As such, revenues are recognized in the period in which they are earned and expenses are recognized in the period in which they are incurred. The significant accounting and reporting policies used by the Corporation are described below to enhance the usefulness and understandability of the financial statements.

***Use of Estimates***—The preparation of financial statements in conformity with generally accepted accounting principles requires management to make estimates and assumptions that affect the reported amounts of revenues and expenses during the reporting period and the reported amounts of assets and liabilities at the date of the financial statements. On an ongoing basis, the Corporation’s management evaluates the estimates and assumptions based upon historical experience and various other factors and circumstances. The Corporation’s management believes that the estimates and assumptions are reasonable in the circumstances; however, the actual results could differ from those estimates.

***Net Assets***—The financial statements report net assets and changes in net assets in two classes that are based upon the existence or absence of restrictions on use that are placed by its donors, as presented below:

***Net Assets Without Donor Restrictions***—Resources available to support the mission and general operations of the Corporation and not subject to donor (or certain grantor) restrictions.

***Net Assets With Donor Restrictions***—The Corporation reports gifts of cash and other assets as restricted support if they are received with donor-imposed restrictions that limit the use of the donated assets. When a donor restriction expires, that is, when a stipulated time restriction ends or purpose restriction is accomplished, net assets with donor restrictions are reclassified to net assets without donor restrictions and reported in the statement of activities as net assets released from restrictions. The Corporation reported \$0 of net assets with donor restrictions at December 31, 2023 and 2022.

**Cash and Cash Equivalents**—Cash and cash equivalents include cash on hand, cash on deposit with financial institutions and other highly liquid investments with maturities at the date of purchase of three months or less and are carried at cost, which approximates fair value.

**Investments**—Consists of amounts invested in United States treasury securities. Investments are recorded at fair value, as determined by quoted market prices at the balance sheet date.

**Receivables**—Receivables include amounts due from New York State and other entity's for grant reimburseable expenses incurred by the Corporation. The Corporation reported grants receivables of \$40,480 and \$10,521 at December 31, 2023 and 2022, respectively.

**Prepaid Expenses**—Certain payments reflect costs applicable to future accounting periods and are recorded as prepaid expenses. The cost of prepaid expenses is recorded as expenses when consumed rather than purchased. The Corporation reported prepaid expenses of \$5,281 and \$4,542 at December 31, 2023 and 2022, respectively.

**Security Deposits**—Represents the security deposit paid by the Corporation related to their office space rental. The Corporation reported a security deposit of \$1,856 at December 31, 2023 and 2022.

**Assets Held for Sale**—Properties acquired by the Corporation for sale are recorded at the lower of carrying amount or fair market value upon acquisition, plus any related capital improvement costs. Mark to market adjustments are made upon sale of individual properties.

**Amounts Due to Municipalities**—Represents amounts due to municipalities for certain estimated back taxes and fees on acquired property held for sale, which are expected to be paid to the appropriate municipalities upon sale of property. The Corporation reported amounts due of \$339,980 and \$442,229 at December 31, 2023 and 2022, respectively.

**Grant Revenue**—The Corporation receives grant revenue from New York State and other agencies. Grant revenue is recognized when the qualifying costs are incurred for cost-reimbursement grants or contracts or when a unit of service is provided for performance grants. The Corporation reported \$258,066 and \$199,530 of grant revenue for the years ended December 31, 2023 and 2022, respectively.

**Tax Status**—The organization is incorporated exempt from federal income taxation under section 501(c)(3) of the Internal Revenue Code ("IRC"), though it would be subject to tax on income unrelated to its exempt purposes (unless that income is otherwise excluded by the IRC). All applicable tax forms for the Corporation have been filed and accepted by the Internal Revenue Service through the year ended December 31, 2022. The tax years ended December 31, 2022, 2021 and 2020 are still open to audit for federal purposes.

**Nonoperating Activities**—Certain contributions, interest income, realized and unrealized gains/(losses) on investments are considered nonoperating activities in the accompanying Statements of Activities.

### 3. LIQUIDITY AND AVAILABILITY

For the years ended December 31, 2023 and 2022, the Corporation reported cash and cash equivalents of \$2,695,176 and \$2,038,262 and receivables of \$40,480 and \$10,521, respectively, as financial assets available for general expenditures that are without donor or other restrictions limiting their use, within one year of the balance sheet date.



#### 4. CONCENTRATIONS OF RISK

Amounts held in financial institutions occasionally are in excess of the Federal Deposit Insurance Corporation (“FDIC”) and Securities Investor Protection Corporation limits. The Corporation has entered into custodial agreements with the banking institution which holds their deposits. These agreements authorize the obligation that may be pledged as collateral. Obligations that may be pledged as collateral are outlined in Chapter 623 of the laws of the State of New York.

**Deposits**—All deposits are carried at fair value and are classified by custodial credit risk at December 31, 2023 as follows:

	Bank Balance	Carrying Balance
FDIC insured	\$ 500,000	\$ 500,000
Uninsured:		
Collateral held by pledging bank's agent in entity's name	<u>2,195,459</u>	<u>2,195,176</u>
Total	<u>\$ 2,695,459</u>	<u>\$ 2,695,176</u>

**Custodial Credit Risk—Deposits**—Custodial credit risk is the risk that in the event of a bank failure, the Corporation’s deposits may not be returned to it. At December 31, 2023, the Corporation’s deposits were either FDIC insured or collateralized with securities held by the pledging bank’s agent in the Corporation’s name.

The Corporation’s investments are subject to various risks, such as interest rate, credit, and overall market volatility risk. Because of the level of risk inherent in most investments, it is reasonably possible that change in the values of these investments could occur in the near term. Management is of the opinion that the diversification of its invested assets and their investment strategy should mitigate the impact of such changes.

#### 5. FAIR VALUE MEASUREMENTS

The Corporation reports its fair value measures using a three-level hierarchy that prioritizes the inputs used to measure fair value. This hierarchy, established by GAAP, requires that entities maximize the use of observable inputs and minimize the use of unobservable inputs when measuring fair value. The three levels of inputs used to measure fair value are as follows:

- Level 1. Quoted prices for identical assets or liabilities in active markets to which the Center has access at the measurement date.
- Level 2. Inputs other than quoted prices included in level 1 that are observable for the asset or liability, either directly or indirectly. Level 2 inputs include:
  - Quoted prices for similar assets or liabilities in active markets;
  - Quoted prices for identical or similar assets in markets that are not active;
  - Observable inputs other than quoted prices for the asset or liability (for example, interest rates and yield curves; and
  - Inputs derived principally from, or corroborated by, observable market data by correlation or by other means.

- Level 3. Unobservable inputs for the asset or liability. Unobservable inputs should be used to measure the fair value to the extent that observable inputs are not available.

## 6. INVESTMENTS

Investments consisted of the following at December 31, 2023 and 2022.

	2023		2022	
	Fair Value	Cost	Fair Value	Cost
Treasury bills maturing 9/30/2023	\$ -	\$ -	\$ 987,190	\$ 996,034
Total investments	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 987,190</u>	<u>\$ 996,034</u>

All of the Corporation's investments were considered to be Level 1 measurements.

Net investment income (loss) from investments is summarized as follows for the years ended December 31, 2023 and 2022:

	2023	2022
Interest income	\$ 38,680	\$ -
Net realized gain on investments	25,154	-
Net unrealized (loss) on investments	-	(8,844)
Total	<u>\$ 63,834</u>	<u>\$ (8,844)</u>

## 7. ASSETS HELD FOR SALE

Assets held for sale consists of the following components at December 31, 2023 and 2022:

	2023	2022
Carrying amount of properties held	\$ 298,572	\$ 397,161
Property improvements	646,712	918,963
Total	<u>\$ 945,284</u>	<u>\$ 1,316,124</u>

## 8. NET ASSETS

**Without Donor Restrictions**—Include resources available to support operations. At December 31, 2023 and 2022, the Corporation reported \$3,330,332 and \$3,819,821, respectively, in net assets without donor restrictions.

**With Donor Restrictions**—Include resources of the Corporation whose use is limited by time or purpose stipulations that can be fulfilled and removed by actions of the Corporation, pursuant to contractual agreement. As of December 31, 2023 and 2022, the Corporation reported \$0 of net assets with donor restrictions.

## 9. FUNCTIONAL EXPENSES

A summary of the Corporation's operating expenses for the years ended December 31, 2023 and 2022, classified by function, are as follows:

	2023		
	Support	Program	Total
	Activities	Activities	
	Management &	Property	
Administration	Management		
Cost of sales	\$ -	\$ 922,874	\$ 922,874
Salary expenses	204,060	151,330	355,390
Retirement contributions	15,497	11,492	26,989
Professional services	45,434	-	45,434
Office expenses	60,011	-	60,011
Other expenses	14,456	2,031	16,487
Total	<u>\$ 339,458</u>	<u>\$ 1,087,727</u>	<u>\$ 1,427,185</u>

  

	2022		
	Support	Program	Total
	Activities	Activities	
	Management &	Property	
Administration	Management		
Cost of sales	\$ -	\$ 1,825,738	\$ 1,825,738
Salary expenses	163,511	175,237	338,748
Retirement contributions	11,303	12,113	23,416
Professional services	129,648	-	129,648
Office expenses	53,074	-	53,074
Other expenses	6,104	5,704	11,808
Total	<u>\$ 363,640</u>	<u>\$ 2,018,792</u>	<u>\$ 2,382,432</u>

The financial statements report certain categories of expenses that are attributable to one or more program or supporting functions of the Corporation. Those expenses include salary expenses, retirement contributions, and other expenses. The natural classifications of salary expenses and retirement contributions are allocated based on estimates of time and effort.

## 10. CONTINGENCIES

In the normal course of operations, the Corporation receives grant funds from State and other agencies. These grant programs are subject to audit by agents of the granting authority, the purpose of which is to ensure compliance with conditions precedent to the granting of funds. Any disallowed expenses resulting from such audits could become a liability to the Corporation. While the amount of any expense that may be disallowed cannot be determined at this time, management expects any amounts to be immaterial.

## 11. SUBSEQUENT EVENTS

On January 25, 2024, the Corporation entered into subrecipient agreements with the County of Erie (the “County”) and the City of Buffalo (the “City”) to receive grant funds from the American Rescue Plan Act of 2021 (“ARP”) and State and Local Fiscal Recovery Funds (“SLFRF”) programs. The Corporation will be allocated \$13,500,000 in these grant funds from the County and \$10,000,000 from the City.

Management has evaluated subsequent events through March 11, 2024, which is the date the financial statements are available for issuance, and have determined, except as disclosed above regarding ARP and SLFRF funding, there are no subsequent events that require disclosure under generally accepted accounting principles.

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## SUPPLEMENTARY INFORMATION



**BUFFALO ERIE NIAGARA LAND IMPROVEMENT CORPORATION**  
**Schedule of Corporation Investments**  
**Year Ended December 31, 2023**

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**Annual Investment Report** - §2925(6) of Public Authorities Law of the State of New York requires that each public authority must annually prepare an investment report which shall include (a) investment guidelines, (b) amendments to such guidelines since the last investment report, (c) an explanation of the investment guidelines and amendments, (d) results of the annual independent audit, (e) the investment income record of the corporation, and (f) a list of the total fees, commissions or other charges paid to each investment banker, broker, dealer and adviser rendering investment associated services to the Corporation since the last investment report.

- a. Investment guidelines—The Corporation’s investment policies are governed by State statutes. All investments are maintained in bank deposit accounts which are federally insured. The Corporation’s deposits are held at quality institutions.
- b. Amendments to guidelines—None.
- c. Explanation of guidelines and investments—These guidelines restrict investment of the Corporation’s funds to deposits in federally insured banks. The Corporation has not made any amendments to its investment policy.
- d. Results of the annual independent audit—The independent auditors have issued an unmodified opinion on the Corporation’s financial statements for the year ended December 31, 2023.
- e. Investment income record— Investment income for the year ended December 31, 2023 consisted of:

Interest income	\$ 38,680
Realized gain on investments	<u>25,154</u>
Total	<u>\$ 63,834</u>

- f. List of the total fees, commissions or other charges paid to each investment banker, broker, dealer and adviser rendering investment associated services to the Corporation since the last investment report—No such fees, commissions, or other charges were paid during the year ended December 31, 2023.

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## OTHER INFORMATION



**BUFFALO ERIE NIAGARA LAND IMPROVEMENT CORPORATION**  
**Real Property Listing (Unaudited)**  
**Year Ended December 31, 2023**

1. **Real Property List** – §2896(3) of Public Authorities Law of the State of New York requires that each public authority must publish, at least annually, a report listing all real property of the authority. At December 31, 2023, the Corporation owned the following real property:

<b>Date Acquired</b>	<b>Section/Block/Lot Identification</b>	<b>Property Address</b>	<b>NYS Municipality</b>	<b>Recorded Value *</b>
10/27/2016	104.19-3-13	27 Aurora Street	Lancaster	\$ 13,914
11/24/2017	205.03-1-9	0 Lake Crest Drive	Evans	20,203
11/24/2017	92.17-2-17	257 Chapel Avenue	Cheektowaga	1,057
11/24/2017	101.28-13-8	27 Alpine Place	Cheektowaga	981
11/25/2017	102.53-4-7	40 Reo Avenue	Cheektowaga	1,057
11/27/2017	92.17-3-4	195 Northcrest Avenue	Cheektowaga	1,056
10/22/2018	115.25-3-13	26 E. Garfield Street	Lancaster	4,292
10/24/2018	193.13-2-1	0 South Creek Road	Evans	847
10/24/2018	103.760-2-17	25 A-D Glenwood Court	Cheektowaga	4,697
11/12/2019	250.11-8-45	0 Ivanhoe Street	Evans	779
11/12/2019	250.17-6-37	0 Lancaster Avenue	Evans	789
11/12/2019	235.07-3-6.2	1035 Eden Evans Center Road	Evans	828
11/12/2019	250.17-7-3	139 Rosewood Avenue	Evans	2,313
11/12/2019	250.09-3-1.11	9579 Lake Shore Road	Evans	1,589
11/12/2019	250.07-4-26.1	9644 Jamestown Street	Evans	4,780
8/14/2020	101.35-6-6	109 Humason Avenue	Buffalo	354,532
2/18/2021	123.34-3-20	273 Cable Avenue	Buffalo	4,486
2/18/2021	133.71-2-39	486 Marilla Street	Buffalo	3,222
2/18/2021	101.53-1-5	55 Urban Street	Buffalo	3,702
8/3/2022	92.15-5-10	0 Carl	Cheektowaga	3,336
8/3/2022	246.16-1-8.2	0 Hillcrest Drive	Holland	2,355
8/3/2022	92.150-5-47	0 Hyland Avenue	Cheektowaga	2,355
8/3/2022	102.53-1-22	0 Walden Avenue	Cheektowaga	1,169
8/3/2022	269.19-8-11	10544 Main Street	North Collins	55,546
8/3/2022	112.44-3-11	11 Halstead Avenue	Sloan	1,194
8/3/2022	101.6-7-19	1182 Walden Avenue	Cheektowaga	1,194
8/3/2022	102.53-1-21	1192 Walden Avenue	Cheektowaga	1,194
8/3/2022	250.17-7-18.1	146 Potomac Avenue	Evans	25,549
8/3/2022	100.25-4-20	149 Northland Avenue	Buffalo	11,592
8/3/2022	102.18-3-36.1	181 Lemoine Avenue	Cheektowaga	28,265
8/3/2022	269.19-2-32	2070 Sherman Avenue	North Collins	1,194
8/3/2022	100.27-3-36	236 Brunswick Boulevard	Buffalo	7,004
8/3/2022	88.33-3-37	249 East Street	Buffalo	52,630
8/3/2022	235.16-2-38	25 Center Street	Angola	1,194

(continued)

(concluded)

<u>Date Acquired</u>	<u>Section/Block/Lot Identification</u>	<u>Property Address</u>	<u>NYS Municipality</u>	<u>Recorded Value *</u>
8/3/2022	250.14-2-21	273 Dawn Avenue	Evans	17,151
8/3/2022	112.28-1-1	288 Lackawanna Avenue	Sloan	1,194
8/3/2022	90.76-4-40	29 Marne Road	Cheektowaga	35,924
8/3/2022	92.15-5-9	305 Hyland Avenue	Cheektowaga	1,194
8/3/2022	101.3-3-34	33 Schuele Avenue	Buffalo	4,734
8/3/2022	90.4-3.16	702 Norfolk Avenue	Buffalo	5,699
8/3/2022	92.18-11-37	78 Diane Drive	Cheektowaga	193,768
8/3/2022	251.07-4-1	92 Railroad Avenue	Angola	28,941
8/3/2022	255-2-33.2	9679 Sisson Highway	Eden	1,194
11/16/2022	250.14-9-27	0 Sterling	Evans	2,278
11/16/2022	90.84-3-6.1	44 Long Avenue	Cheektowaga	1,140
11/16/2022	250.11-7-13	473 Monroe	Evans	18,181
11/16/2022	250.08-3-11	531 Roanoke	Evans	12,991
			<b>Total</b>	<u>\$ 945,284</u>

\* Recorded value is based on lower cost or market value at date of acquisition, plus any property improvement costs. Donated properties are recorded at management's estimated fair value at acquisition.

**2. Real Property Acquisitions/Dispositions** – During the year ended December 31, 2023, the Corporation acquired 0 real properties and disposed of 12 real properties.

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### **INDEPENDENT AUDITORS' REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING AND ON COMPLIANCE AND OTHER MATTERS BASED ON AN AUDIT OF FINANCIAL STATEMENTS PERFORMED IN ACCORDANCE WITH GOVERNMENT AUDITING STANDARDS**

To the Board of Directors of the  
Buffalo Erie Niagara Land Improvement Corporation:

We have audited in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States, the financial statements of the Buffalo Erie Niagara Land Improvement Corporation (the "Corporation"), which comprise the statement of financial position as of December 31, 2023, and the related statements of activities and cash flows for the year then ended, and the related notes to the financial statements, and have issued our report thereon dated March 11, 2024.

#### **Internal Control over Financial Reporting**

In planning and performing our audit of the financial statements, we considered the Corporation's internal control over financial reporting ("internal control") as a basis for designing procedures that are appropriate in the circumstances for the purpose of expressing our opinion on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the Corporation's internal control. Accordingly, we do not express an opinion on the effectiveness of the Corporation's internal control.

*A deficiency in internal control* exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct misstatements on a timely basis. A *material weakness* is a deficiency, or a combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected on a timely basis. A *significant deficiency* is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

Our consideration of internal control was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control that might be material weaknesses or significant deficiencies. Given these limitations, during our audit, we did not identify any deficiencies in internal control that we consider to be material weaknesses. However, material weaknesses may exist that have not been identified.

## **Compliance and Other Matters**

As part of obtaining reasonable assurance about whether the Corporation's financial statements are free from material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could have a direct and material effect on the financial statements. However, providing an opinion on compliance with those provisions was not an objective of our audit and, accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance or other matters that are required to be reported under *Government Auditing Standards*.

## **Purpose of this Report**

The purpose of this report is solely to describe the scope of our testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the entity's internal control or on compliance. This report is an integral part of an audit performed in accordance with Government Auditing Standards in considering the entity's internal control and compliance. Accordingly, this communication is not suitable for any other purpose.

*Brucher & Malucki LLC*

March 11, 2024