

## Agenda

Administrative Services Committee

**July 15, 2019, 5:00 p.m., Room 331**

Gerace Office Building, Mayville, NY

- A. Call to Order
- B. Approval of Minutes (06/17/19)
- C. Privilege of the Floor
  - 1. Proposed Resolution – Transfer of Foreclosed Properties to Chautauqua County Land Bank Corporation
  - 2. Motion - In Opposition of the NYS Driver's License Access and Privacy Act
  - 3. Other

**CHAUTAUQUA COUNTY  
RESOLUTION NO. \_\_\_\_\_**

JEC 7/2/19
ABC 7/2/19
KMD 7/2/19
KLC 7/5/19
GMB 7/8/19

**TITLE:** Transfer of Foreclosed Properties to Chautauqua County Land Bank Corporation

**BY:** Administrative Services and Audit & Control Committees:

**AT THE REQUEST OF:** County Executive George M. Borrello:

WHEREAS, pursuant to Resolution 65-12, Chautauqua County created one of the first five (5) authorized land bank corporations in New York State that was incorporated as the Chautauqua County Land Bank Corporation (“CCLBC”); and

WHEREAS, the mission of CCLBC is to “control and manage strategically selected dilapidated and abandoned residential and commercial properties acquired through the County tax foreclosure process, bank foreclosures and/or donations, and facilitate solutions aimed at stabilizing neighborhoods, encouraging private investment, and improving the quality of life throughout Chautauqua County;” and

WHEREAS, the CCLBC has secured \$6.39 million to date in grant funding through the NYS Office of Attorney General, primarily designated for demolition activities, side lot disposition, and the purchase of bank foreclosed properties; and

WHEREAS, to date, CCLBC has successfully returned 72 vacant lots and 88 residential structures to productive use, representing over \$ 4,720,973 in assessed value, has leveraged approximately \$4,800,000 in private investment related to renovation activities, and has worked with the municipalities to demolish more than 110 residential and mixed-use properties county-wide at a cost to the Land Bank of nearly \$3,100,000; and

WHEREAS, the County Legislature has transferred distressed tax foreclosure properties to CCLBC at no cost, but CCLBC expends between \$2,000 and \$10,000 for each acquired property as it pays the first year’s taxes, cleans the interior and exterior of the properties, secures the properties, has them appraised, and lists them through the Multiple Listing Service (MLS) so that they can be made available to the public for negotiated sale; and

WHEREAS, CCLBC has all properties appraised as-is and lists them for sale at 60% of the appraised value in order to incentivize and maximize investment by the purchasers for the required renovation work; and

WHEREAS, based on historical sales, CCLBC has sold properties for approximately \$12,000 per property on average, and any “profits” realized by CCLBC are being reinvested directly back into improving the County’s housing stock through a range of activities including renovation, side lot disposition, and demolition projects; and

WHEREAS, CCLBC aspires to become self-sustaining as it builds its capacity over time; therefore be it

RESOLVED, That the County Executive is authorized and empowered to execute all necessary documents to transfer the following tax foreclosure properties containing

\_\_\_\_\_ **APPROVED**

\_\_\_\_\_ **VETOES (VETO MESSAGE ATTACHED)**

\_\_\_\_\_ **County Executive**

\_\_\_\_\_ **Date**

distressed or at risk structures to the Chautauqua County Land Bank Corporation at no cost, and upon such other terms and conditions negotiated by the County Executive:

Auction Number	City/Town	Village	Parcel Identification	Property Location	Property Type
PA-20-2018	City of Dunkirk		060300-79.14-3-41	125 Central Ave.	Row Building
PA-3-2019	City of Dunkirk		060300-79.11-4-38	9-11 Genet St	Single Family Residence
PA-77-2019	City of Jamestown		060800-370.19-4-69	1144 Prendergast Av	Single Family Residence
PA-165-2019	City of Jamestown		060800-387.17-3-2	239 Connecticut Ave	Single Family Residence
PA-166-2019	City of Jamestown		060800-387.17-7-25	53 Arden Pkwy	Single Family Residence
PA-179-2019	City of Jamestown		060800-387.26-1-47	94 Liberty St	Two Family Residence
PA-195-2019	City of Jamestown		060800-387.33-1-13	Prendergast Ave	Residential Vac Land
PA-196-2019	City of Jamestown		060800-387.33-1-14	617 Prendergast Ave	Apartment
PA-273-2019	Town of Dunkirk		063400-95.02-1-53	4732 W Lake Rd	Single Family Residence
PA-294-2019	Ellicott		063889-369.18-4-27	Leslie St	Residential Vac Land
PA-295-2019	Ellicott		063889-369.18-4-28	15 Leslie St	Single Family Residence
PA-296-2019	Ellicott		063889-369.18-4-29	Leslie St	Residential Vac Land
PA-301-2019	Ellicott		063889-386.07-6-53	Louisa Ave	Residential Vac Land
PA-302-2019	Ellicott		063889-386.07-6-54	Louisa Ave	Residential Vac Land
PA-332-2019	Hanover	Silver Creek	064603-32.18-2-16	26 Buffalo St	Single Family Residence
PA-337-2019	Hanover		064689-100.09-2-9	13 Pearl St	Single Family Residence
PA-356-2019	Kiantone		065000-404.12-1-49	1797 Foote Ave Ext	One Story Small Structure
PA-379-2019	Pomfret		065889-112.00-1-19	Van Buren Rd	Residential Vac Land
PA-380-2019	Pomfret		065889-112.00-1-20	5041 Van Buren Rd	Single Family Residence
PA-385-2019	Pomfret		065889-131.13-1-21	9562 Route 60	Single Family Residence
PA-391-2019	Portland	Brocton	066001-144.20-2-38	Smith St	Residential Vac Land
PA-392-2019	Portland	Brocton	066001-144.20-2-39	24 Smith St	Single Family Residence
PA-395-2019	Portland	Brocton	066001-145.17-2-33	60 E Main St	Apartment
PA-398-2019	Portland		066089-161.10-2-42	8666 First St	Single Family Residence
PA-110-2019	City of Jamestown		060800-387.06-7-6	Spring St	Residential Vac Land
PA-111-2019	City of Jamestown		060800-387.06-7-7	869 Spring St	Apartment
PA-112-2019	City of Jamestown		060800-387.06-7-8	867 Spring St	Three Family Residence
PA-113-2019	City of Jamestown		060800-387.06-7-9	Spring St	Residential Vac Land

\_\_\_\_\_  
**APPROVED**

\_\_\_\_\_  
**VETOES (VETO MESSAGE ATTACHED)**

\_\_\_\_\_  
**County Executive**

\_\_\_\_\_  
**Date**

**REQUEST FOR LEGISLATION AND MEMORANDUM IN SUPPORT**

TO CLERK OF THE LEGISLATURE

DATE July 2, 2019  
MONTH DAY YEAR

TITLE OF PROPOSED RESOLUTION OR LOCAL LAW: Transfer of Foreclosed Properties to Chautauqua County Land Bank Corporation

DEPARTMENT OR AGENCY REQUESTING LEGISLATION: OFFICE OF THE COUNTY EXECUTIVE

CONTACT PERSON: JAMES E. CAFLISCH TEL: 753-4951

PURPOSE OF LEGISLATION: TRANSFER COUNTY FORECLOSED PROPERTIES

IS EMERGENCY ACTION REQUIRED? YES  NO

STATE THE EMERGENCY NATURE OF THE PROPOSED LEGISLATION: \_\_\_\_\_

**FISCAL IMPLICATIONS**

IS A TRANSFER OF FUNDS NECESSARY? YES  NO

ARE THE FUNDS BEING TRANSFERRED WITHIN THE SAME DEPARTMENTAL/AGENCY ACCOUNT? YES  NO

IS A NEW ACCOUNT BEING ESTABLISHED? YES  NO

IS TRANSFER FROM .8 ACCOUNT? YES  NO

ARE FUNDS BEING TRANSFERRED FROM CONTINGENCY? YES  NO

**SOURCE OF FUNDS**

LOCAL  FEDERAL  STATE  OTHER

**LEGISLATIVE HISTORY**

195-16

200-17

181-18

**OFFICE USE ONLY**  
COMMITTEE(S) ASSIGNMENT

DATE RECEIVED 7/8/19  
FROM County Executive

ADMINISTRATIVE SERVICES  PLANNING & ECONOMIC DEVELOPMENT   
AUDIT & CONTROL  PUBLIC FACILITIES   
HUMAN SERVICES  PUBLIC SAFETY

DATE OF INITIAL COMMITTEE CONSIDERATION A.S. 7/15/19

TIME AND LOCATION OF COMMITTEE MEETING 5:00 p.m. Rm #331

DEPARTMENT HEAD REQUESTED TO ATTEND YES  NO

ACTION REQUIRED BY ANOTHER COMMITTEE YES  NO

2<sup>ND</sup> COMMITTEE AND DATE OF MEETING A&C 7/18/19

TIME AND LOCATION OF COMMITTEE MEETING 8:35 a.m. Rm #331

DEPARTMENT HEAD REQUESTED TO ATTEND YES  NO

**COMMITTEE ACTION**

PRE-FILE AS A RESOLUTION FOR NEXT REGULAR MEETING   
PRE-FILE AS A MOTION FOR NEXT REGULAR MEETING   
APPROVED - REFER TO OTHER COMMITTEE   
REJECTED - NOTIFY SPONSOR   
TABLED - PENDING INFORMATION   
TABLED OR REFERRED

**CHAUTAUQUA COUNTY**  
**MOTION NO. \_\_\_-19**



**TITLE:** In Opposition of the NYS Driver's License Access and Privacy Act

**AT THE REQUEST OF:** Legislator Niebel:

WHEREAS, the New York State Assembly and Senate passed Bills A3675 and S1747, together known as the "Driver's License Access and Privacy Act" and Governor Cuomo has signed it into law; and

WHEREAS, the "Driver's License Access and Privacy Act", will permit undocumented individuals who are present in the United States of America illegally under federal law to obtain a New York State Driver's License; and

WHEREAS, the "Driver's License Access and Privacy Act", will prevent immediate physical or electronic access by any law enforcement agency to any Motor Vehicle databases or indexes; and

WHEREAS, the "Driver's License Access and Privacy Act", is further troublesome because:

- the identity of undocumented individuals cannot be properly verified by the State of New York if the federal government has not issued a green card or visa; and
- local Department of Motor Vehicles (DMV) offices do not have the expertise needed to determine the authenticity of foreign birth certificates, foreign passports, consular cards, nor to verify evidence of an undocumented individual's residency in the state; and
- driver's licenses can be used to obtain additional official identification documents intended only for United States citizens; and
- the Act would eliminate the NYS DMV's 2002 requirement that Social Security Numbers be verified with the Social Security Administration to confirm an applicant's full identity when obtaining a standard driver's license or non-driver ID, which requirement has led to the discovery of massive amounts of fraudulent activity, including identity theft, bank fraud, insurance fraud, and multiple licenses to avoid loss of driving privileges or active warrants; and

WHEREAS, this Act will open the door for potential voter fraud as undocumented individuals will be able to register to vote in a DMV and present a valid Driver's License at the polls; and

WHEREAS, the Chautauqua County Clerk, Larry Barmore, has expressed his strong opposition to the "Driver's License Access and Privacy Act" as written, questions its constitutionality, and believes that this law circumvents federal immigration laws; therefore be it

KNOWN, That the Chautauqua County Legislature opposes the "Driver's License Access and Privacy Act"; and be it further

MOVED, That the Clerk of the Legislature is hereby directed to forward copies of this Motion to Governor Andrew M. Cuomo, Assemblyman Andrew Goodell and all others deemed necessary and proper.