



## **MINUTES**

### **Board Meeting**

### **Hybrid Format: In-Person and via ZOOM**

**January 5, 2022**

#### **BOARD MEMBERS:**

**IN ATTENDANCE:** Freda Eisenberg

**ON ZOOM:** Jacquie Leventoff, George Nikolados, Anna Milucky, Vicky Ferguson, Susan Harte, Nancy Buck and Julian Dawson (1:08)

**ABSENT:** Ira Steingart, Sims Foster and Alan Sorensen

**OTHERS PRESENT:** In Person: Jill Weyer

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#### **I. Call to Order / Roll Call**

The meeting was called to order by Freda Eisenberg at 1:00 pm

#### **II. Resolutions**

##### **RESOLUTION AUTHORIZING THE SALE OF REAL PROPERTY**

WHEREAS, New York Not-For-Profit Corporation Law §1609(d) authorizes the Sullivan County Land Bank Corporation, Inc. ("Land Bank") to convey, exchange, sell, or transfer any of its interests in, upon or to real property; and

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

WHEREAS, the Land Bank's Disposition Policy permits the Land Bank to dispose of property for less than fair value by negotiation when the disposal is within the mission, purpose, or governing statute of the Land Bank, subject to obtaining such competition as is feasible under the circumstances; and

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

WHEREAS, the Land Bank owns certain parcels of real property situated in the County of Sullivan, State of New York and more particularly identified on the Properties List attached hereto as Schedule A (individually, a "Property" or collectively, the "Properties"); and

WHEREAS, the Land Bank Disposition Advisory Group, after evaluating all purchase offers received for the Properties in accordance with the Property Disposition Policy, has recommended that the Land Bank sell each Property to the corresponding Buyer identified on the Properties List (individually, a "Buyer" or collectively, the "Buyers") in accordance with the terms and conditions set forth therein; and

WHEREAS, the Land Bank Disposition Advisory Group has determined that each Buyer is a qualified buyer; and

WHEREAS, the Land Bank has obtained such competition as is feasible under the circumstances for each Property by advertising the Property on its website, listing the Properties on MLS by licensed real estate brokers, and conducting adequate outreach; and

WHEREAS, as each Buyer's plans are consistent with the mission, purpose and governing statute of the Land Bank, the Property Disposition Policy permits the Land Bank to sell each Property to the corresponding Buyer by negotiation; and

WHEREAS, if any Property is being disposed of for less than fair market value, the Board of Directors (the "Board") has considered the information in the Property Disposition Policy and has determined that there is no reasonable alternative to the proposed transfer that would achieve the same purpose of the transfer; and

WHEREAS, the Land Bank desires to sell each Property to the corresponding Buyer identified on the Properties List at, or substantially at the offer price set forth on the Properties List.

NOW, THEREFORE, BE IT RESOLVED BY THE SULLIVAN COUNTY LAND BANK CORPORATION AS FOLLOWS:

1. The recitals above are hereby incorporated into this Resolution as if fully set forth herein.
2. The Members of the Board hereby authorize the Land Bank to sell each Property to the corresponding Buyer identified on the Properties List and authorize the Executive Director to negotiate the final sale price of each property within a 5% increase or decrease of the offer price and to enter into a Purchase & Sale Agreement with the Land Bank as seller and the Buyer as buyer with respect to each Property. Each Agreement will be approved in form and content by the Land Bank counsel.
3. The Land Bank Executive Director is hereby authorized and directed to execute all 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 or perform such acts as may be necessary or convenient to implement the provisions of this Resolution.
4. The other officers and agents of the Land Bank are hereby authorized and directed for and in the name and on behalf of the Land Bank 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 or agent acting, desirable and proper to effect the purposes of the foregoing Resolution.
5. This Resolution shall take effect immediately.

SCHEDULE A

Address	Village / Town	SBL	Buyer	Offer Price
53 Park Ave	Monticello	115.-3-18	Deon Smith	\$173,260

Moved by Milucky, seconded by Ferguson, and put to a vote, all present carried and declared duly adopted by a role of the board on a vote of 7 Ayes, 0 Nays.

**RESOLUTION TO AUTHROIZE THE EXECUTIVE DIRECTOR TO SIGN AN EASEMENT FOR NYSEG ON PROPERTY OWNED BY THE LAND BANK**

WHEREAS, an easement was received from NYSEG for access on 11 Balsam Drive in Liberty, NY; and

WHEREAS, the Land Bank's Board of Directors authorizes the Executive Director to sign the easement.

NOW, THEREFORE, BE IT RESOLVED by the Sullivan County Land Bank Corporation that:

1. Jill M. Weyer, Executive Director is authorized to execute the easement with NYSEG, subject to review and approval by the Land Bank's Attorney;
2. This Resolution shall take effect immediately.

Moved by Nikolados, seconded by Leventoff, and put to a vote, all present carried and declared duly adopted by a role of the board on a vote of 7 Ayes, 0 Nays.

#### **RESOLUTION TO SET THE 2022 CALENDAR OF BOARD MEETINGS**

WHEREAS, the following dates are proposed for the 2022 Land Bank Board meetings to be held monthly on the third Wednesday of the month at 8AM in the Legislative Conference Room, and via Zoom, as required by the NYS Open Meetings Law.

January 19	July 20
February 16	August 17
March 16	September 21
April 20	October 19
May 18	November 16
June 15	December 21

Moved by Ferguson, seconded by Milucky, and put to a vote, all present carried and declared duly adopted by a role of the board on a vote of 7 Ayes, 0 Nays.

#### **III. Public Comment**

No public comments received

#### **IV. Adjournment**

The meeting was adjourned at 1:20pm upon a motion by Ferguson, seconded by Leventoff, with all present approving.