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COUNTY OF ERIE

CHRIS COLLINS
COUNTY EXECUTIVE

March 22, 2011

The Honorable
Erie County Legislature
92 Franklin Street – Fourth Floor
Buffalo, New York 14202

RE: Authorization to Hold a Public Auction for Sale of County Owned Real Estate

Honorable Members:

Please find attached a resolution to authorize the public auction for the sale of County owned Real Estate.

Should your honorable body require further information, I encourage you to contact the Division of Real Estate and Asset Management. Thank you for your consideration on this matter.

Sincerely,

CHRIS COLLINS
Erie County Executive

MEMORANDUM

To: Honorable Members of the Erie County Legislature
From: Division of Real Estate and Asset Management
Re: Authorization to Hold a Public Auction for Sale of County Owned Real Estate
Date: March 22, 2011

SUMMARY

It is recommended that the Legislature authorize an initial public auction of County-owned inventory properties which are not required/no longer necessary for any public use.

FISCAL IMPLICATIONS

Positive.

REASONS FOR RECOMMENDATION

The program to sell unused and unneeded County-owned properties at public auction will generate revenue for the County, will restore exempt properties to the tax rolls and will reduce the County's liability risks as a property owner.

BACKGROUND INFORMATION

The County of Erie owns but does not use or have plans to use the properties.

CONSEQUENCES OF NEGATIVE ACTION

Unused and unneeded County-owned properties will not be sold at public auction, sale revenues will not be generated for the County, and such properties will remain on the exempt rather than taxable portion of the tax rolls. The County will incur expenses to maintain the properties.

STEPS FOLLOWING APPROVAL

The County Executive will enter into contract with the highest bidder for the sale of such County-owned properties. The County Division of Real Property Tax Services will conduct an initial public auction of County-owned properties. The Legislature hereby gives its approval and authorization of the sale and conveyance of each County-owned property sold at said public auction.

**A RESOLUTION SUBMITTED BY:
DIVISION OF REAL ESTATE AND ASSET MANAGEMENT**

Re: Authorization to Hold a Public
Auction for Sale of County Owned
Real Estate

WHEREAS, the County of Erie owns two (2) parcels which were otherwise acquired but are not required/no longer necessary for any public use; and

WHEREAS, these two (2) County owned properties located at 1510 Broadway (SBL 112.24-1-24.11) and 59 Wick Street (SBL 101.80-2-24.1) were recently reviewed by Erie County department heads and the Advisory Review Committee in order to determine if the properties can be offered for sale; and

WHEREAS, the Advisory Review Committee has deemed surplus two (2) County owned properties which are not required/no longer necessary for any public use; and

WHEREAS, the Director of Real Property Tax Services will hold a public auction of the surplus County owned real estate known as:

SBL 112.24-1-24.11 - 1510 Broadway, Buffalo, New York
SBL 101.80-2-24.1 - 59 Wick Street, Buffalo, New York; and

WHEREAS, all fees as well as the bid price for the properties and all closing and transfer costs, will be paid by the buyer(s).

NOW, THEREFORE, BE IT

RESOLVED, that the County Divisions of Real Estate and Asset Management and Real Property Tax Services are hereby authorized to conduct an initial public auction of County owned properties located at 1510 Broadway (SBL 112.24-1-24.11) and 59 Wick Street (SBL 101.80-2-24.1) located in the City of Buffalo; and be it further

RESOLVED, that the County Executive is hereby authorized to sign a quit claim deed to the highest responsible bidder(s) upon full payment of bid price and all expenses associated with closing the transaction(s); and be it further

RESOLVED, that the County be and is hereby authorized to accept and deposit proceeds from the auction of surplus properties into Cost Center 11110, Fund 110, Account 466020 Minor Sale Other; and be it further

RESOLVED, that two certified copies of this resolution shall be forwarded to the Division of Real Estate and Management and the Director of Real Property Tax Services, and one copy each to the Erie County Attorney, the Division of Budget and Management and the Office of the County Executive.