

JUNE 15, 2006

ECONOMIC DEVELOPMENT COMMITTEE
REPORT NO. 10

ALL MEMBERS PRESENT.

1. COMM. 11E-8 (2006)
COUNTY EXECUTIVE

WHEREAS, Maryvale East Housing Development Fund Corp. and 100-120 Moorman Drive Associates L.P. are developing housing for very-low and low-income senior households (Project), pursuant to Article XI of the New York Private Housing Finance Law; and

WHEREAS, the project located at 100-120 Moorman Drive in the Town of Cheektowaga, New York consists of 172 rental residential apartments for very-low and low- income senior households; and

WHEREAS, Maryvale East Senior Housing will be managed by Maryvale East Management Corp.; and

WHEREAS, the Erie County Legislature adopted a policy on Payment in Lieu of Taxes (PILOT) on December 16, 1999, and this PILOT is consistent with and exceeds the payment requirement under said policy; and

WHEREAS, in order to make the Project economically feasible for very-low and low- income senior households it is necessary to obtain tax relief from the County of Erie and the City of Buffalo

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to execute a PILOT Agreement with 100-120 Moorman Drive Associates L.P., Maryvale East Housing Development Fund Corp., and Town of Cheektowaga relating to Maryvale East Senior Housing Complex and all other agreements necessary to conclude this Project; and be it further

RESOLVED, that said Agreement shall include an annual PILOT in the amount which will be the greater of three percent (3%) of the net annual revenues for the previous calendar year as determined by the annual project audit or the amount of taxes due as set forth on Schedule B attached hereto. Payment under the agreement will be for fifteen (15) years with the County share of each annual payment being twenty-five (25) percent of the total amount; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive; the Director of the Division of Budget, Management, and Finance; the Commissioner of the Department of Environment and Planning; the County Comptroller; and the County Attorney.

(4-0)

2. COMM. 11E-9 (2006)

COUNTY EXECUTIVE

WHEREAS, The 15 Buffalo Street Partners, LLC have requested the transfer of 0.413 acre of highway right-of-way on the northeast corner of Lake Shore and Big Tree Roads for the purpose of providing them with enough square footage to meet Hamburg's code for a building lot, and

WHEREAS, the County of Erie will receive \$5,500.00 in consideration for the transfer of 0.413 acre of vacant land as shown on Survey Map No. 4-C as Parcel 138 with an accompanying description.

NOW, THEREFORE, BE IT,

RESOLVED, that the County Executive is hereby authorized and directed to convey the following interest in the parcel of land herein described for and in consideration of the sum described herein, and be it further

RESOLVED, that the Clerk of the Legislature be instructed to forward three (3) certified copies of this resolution to the Deputy Commissioner-Highways, Department of Public Works; one certified copy to the Commissioner of Public Works; one certified copy to the County Executive; one certified copy to the Division of Budget Management & Finance; one certified copy to the County Attorney's Office (Brian White); and one certified copy to the Erie County Comptroller.
(4-0)

TIMOTHY M. KENNEDY
CHAIRMAN