



## Legislation Text

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**File #:** TMP-1681, **Version:** 1

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### REQUEST FOR LEGISLATIVE ACTION

**Description (e.g., Contract Authorization for Information Services):**

Legislative action is requested to rescind the authorization to convey tax foreclosed property located in the Town of Westerlo to The Albany County Land Bank Corporation

Click or tap here to enter text.

Date:	May 26, 2020
Submitted By:	Shawn Thelen
Department:	Management and Budget
Title:	Commissioner
Phone:	518-447-7040
Department Rep.	Anthony DiLella
Attending Meeting:	David Reilly/Michael Mc Laughlin

**Purpose of Request:**

- ☐ Adopting of Local Law
- ☐ Amendment of Prior Legislation
- ☐ Approval/Adoption of Plan/Procedure
- ☐ Bond Approval
- ☐ Budget Amendment
- ☐ Contract Authorization
- ☐ Countywide Services
- ☐ Environmental Impact/SEQR
- ☐ Home Rule Request
- ☒ Property Conveyance
- ☐ Other: (state if not listed)

Click or tap here to enter text.

**CONCERNING BUDGET AMENDMENTS**

**Increase/decrease category (choose all that apply):**

- ☐ Contractual
- ☐ Equipment

- ☐ Fringe
- ☐ Personnel
- ☐ Personnel Non-Individual
- ☐ Revenue

Increase Account/Line No.: Click or tap here to enter text.  
Source of Funds: Click or tap here to enter text.  
Title Change: Click or tap here to enter text.

### **CONCERNING CONTRACT AUTHORIZATIONS**

#### **Type of Contract:**

- ☐ Change Order/Contract Amendment
- ☐ Purchase (Equipment/Supplies)
- ☐ Lease (Equipment/Supplies)
- ☐ Requirements
- ☐ Professional Services
- ☐ Education/Training
- ☐ Grant

Choose an item.

Submission Date Deadline Click or tap to enter a date.

- ☐ Settlement of a Claim
- ☐ Release of Liability
- ☐ Other: (state if not listed) Click or tap here to enter text.

#### **Contract Terms/Conditions:**

Party (Name/address):  
Click or tap here to enter text.

Additional Parties (Names/addresses):  
Click or tap here to enter text.

Amount/Raise Schedule/Fee: Click or tap here to enter text.  
Scope of Services: Click or tap here to enter text.

Bond Res. No.: Click or tap here to enter text.  
Date of Adoption: Click or tap here to enter text.

### **CONCERNING ALL REQUESTS**

Mandated Program/Service: Yes ☐ No ☐  
If Mandated Cite Authority: Click or tap here to enter text.

Is there a Fiscal Impact: Yes ☐ No ☐Anticipated in Current Budget: Yes ☐ No ☐County Budget Accounts:

Revenue Account and Line: Click or tap here to enter text.

Revenue Amount: Click or tap here to enter text.

Appropriation Account and Line: Click or tap here to enter text.

Appropriation Amount: Click or tap here to enter text.

Source of Funding - (Percentages)

Federal: Click or tap here to enter text.

State: Click or tap here to enter text.

County: Click or tap here to enter text.

Local: Click or tap here to enter text.

Term

Term: (Start and end date) Click or tap here to enter text.

Length of Contract: Click or tap here to enter text.

Impact on Pending LitigationYes ☐ No ☐

If yes, explain: Click or tap here to enter text.

Previous requests for Identical or Similar Action:

Resolution/Law Number: Click or tap here to enter text.

Date of Adoption: Click or tap here to enter text.

**Justification:** (state briefly why legislative action is requested)

Request for Legislative action to rescind the authorization to convey tax foreclosed property located in the Town of Westerlo, 158 State Route 143, Tax Map No. 140.-1-14.1 to the Albany County Land Bank Corporation pursuant to ABL Resolution No. 69 of 2020. The foreclosure judgment granted November 20, 2019 on this property was in error and the County will be vacating this judgment.

Per Assistant County Attorney Gregory Rutnik "It has been discovered that Parcel No. 2651-15-35 (158 State Route 143, Town of Westerlo owned by Booker McCollum) was erroneously included in both Exhibit "A" of the Final Judgment of Foreclosure entered by the County on November 25, 2019 in the Index No. 2615-15 TOWNS foreclosure proceeding as having been unredeemed and unanswered and in Resolution 2020-69 authorizing the transfer of said parcel to the Land Bank - when in fact said parcel had been answered and should have instead been included in Exhibit "B" of said Judgment of Foreclosure and therefore not included in Resolution 2020-69 for transfer to the Land Bank. Under the circumstances, action should immediately be taken to rescind Resolution 2020-69 in so far as it includes Parcel No. 2651-15-35 (158 State Route 143, Town of Westerlo owned by Booker McCollum) so that said parcel is not conveyed to the Land Bank."