

# RESOLUTION 80 FORM

## Resolution 80 of 2008

### REVISING ALBANY COUNTY'S PROPERTY DISPOSITION PLAN TO REQUIRE AUCTION BIDDERS TO SUBMIT REHABILITATION PLANS

*Introduced: 2/11/08 by Messrs. McCoy, Rahm, Higgins, Scavo, Ms. Chapman, Messrs. Domalewicz, Joyce, Audit and Finance Committee, Messrs. Aylward, Beston, Bullock, Clay, Clenahan, Commisso, Ms. Connolly, Messrs. Cotrofeld, Dawson, Ethier, Gordon, Horstmyer, Houghtaling, Infante, Ms. Maffia-Tobler, Mr. Mayo, Ms. McKnight, Messrs. Morse, Nichols, Reilly, Steck, Timmins, Ward and Ms. Willingham:*

**WHEREAS**, By Resolution No. 190 for 2005, the Albany County Legislature revised the County's Property Disposition Plan to reduce chances that auctioned parcels would fall into the hands of bidders with little or no serious intention of rehabilitating or maintaining the properties, and

**WHEREAS**, The revisions were designed to ensure that those who win bids at County auctions of tax-foreclosed properties have demonstrated by prior actions a serious intent to improve and maintain the properties they own, or meet conditions relating to financing and code compliance when bidding on properties with historic, cultural, archeological or architectural significance, and

**WHEREAS**, Among the revisions are requirements that bidders on all properties certify that they have no unresolved building construction or fire safety code violations on properties they own or have not lost title to a property within two years because of delinquent tax foreclosure, and

**WHEREAS**, These safeguards to prevent speculators from buying tax-foreclosed properties and adding to the blight of abandoned buildings could be further strengthened with a requirement that bidders at County auctions state their intended use of the property, plans for rehabilitation of the property and how they plan to finance the improvements, now, therefore be it

**RESOLVED**, That the Director of Finance is requested to devise a questionnaire for bidders at County auctions of tax-foreclosed properties to state their intended use of the property, plans to rehabilitate the property and how the improvements would be financed, and, be it further

**RESOLVED**, That the Albany County Property Disposition Plan is amended to indicate that the Albany County Legislature shall consider the responses to the questionnaires in the approval process with respect to the disposal of property, and, be it further

**RESOLVED**, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

# THIS FORM IS REQUIRED WITH DEPOSIT

## ALBANY COUNTY AUCTION QUESTIONNAIRE

Resolution 80 of 2008 FORM—please use separate forms for each parcel bid

BIDDER Name and Number: \_\_\_\_\_ Parcel Number: \_\_\_\_\_

Parcel Address: \_\_\_\_\_ CITY/TOWN: \_\_\_\_\_

Type of Property: \_\_\_\_\_

Brief Description of Planned Use: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Is there a Rehabilitation Plan?  YES  NO Owner-Occupancy?  Yes  No

Expected Cost of Rehabilitation: \$ \_\_\_\_\_

Financing in Place:  Yes  No

SOURCE OF FUNDING \_\_\_\_\_

Expected Time to Complete Rehabilitation: \_\_\_\_\_

List any properties previously purchased from County: \_\_\_\_\_  
\_\_\_\_\_

Rehabilitation Complete:  Yes  No Occupied:  Yes  No

### WARNING:

In considering the approval of all proposed sales the County Legislature and County Executive will consider the planned use of the property; whether or not it is to be owner occupied; whether or not the proposed purchaser intends to rehabilitate the property and the extent of the financial investment and timeframe for the rehabilitation. The County Legislature and County Executive will also consider in the approval process whether or not the proposed purchaser has previously purchased property from the County and if so whether or not the proposed purchaser has complied with the use, plans and any rehabilitation represented by the proposed purchaser as to be undertaken at the previously purchased from the County property(ies).

# EXHIBIT "A" per Terms and Conditions, Item #3