

*Certified to:*  
U.E.D. (2)      Law  
Budget            Comptroller

*City of Utica*  
*Department of Legislation*  
In Common Council

Utica, New York, October 5, 2016

**Resolution 2. Sponsored by: Councilmembers Marino, McNeil, Testa, Jacon, Phillips, Colosimo-Testa, Williamson, LoMedico, Bucciero**

**RESOLUTION CONCERNING THE ESTABLISHMENT OF THE GREATER MOHAWK VALLEY  
LAND BANK CORPORATION AND APPOINTING REPRESENTATIVE TO SERVE ON  
GREATER MOHAWK VALLEY LAND BANK BOARD**

**WHEREAS, New York State has recognized the need to provide new tools and innovative solutions to address deteriorated, abandoned and tax-delinquent properties and the blight they inflict upon communities; and**

**WHEREAS, New York State acknowledges the risks to public health and safety caused by seriously derelict properties; and**

**WHEREAS, land banks allow and provide a mechanism for the re-development, repair, improvement, or in appropriate situations, deconstruction of blighted properties; and**

**WHEREAS, land banks have now been firmly established nationally, with a success record in helping to ameliorate the above negative impacts; and**

**WHEREAS, in recognition of same and in order to revitalize and strengthen local communities and economies New York State has adopted a Land Bank Act ("Not-for-Profit" Corporation Law, Article 16); and**

**WHEREAS, a number of communities in the Greater Mohawk Valley with the direction and encouragement of the Mohawk Valley Economic Development District ("MVEDD"), desire to create a regional land bank in order to efficiently and effectively address blight across the Greater Mohawk Valley; and**

**WHEREAS, in accordance with the provisions of the Land Bank Act, it is necessary to adopt a resolution establishing the Greater Mohawk Valley Land Bank Corporation ("GMVLB") on behalf of the City of Utica and the other signatories, and addressing certain other requirements relating to the structure and function of the GMVLB; therefore it is**

**RESOLVED, that the City of Utica hereby establishes and authorizes the creation of a regional land bank, as follows:**

- 1. Name of the land bank: Greater Mohawk Valley Land Bank Corporation;**
- 2. Number of initial members of the board of directors: 9**
- 3. The initial individuals to serve on the GMVLB board and their initial terms of office are:**
  - (a) Appointed by the Chairman of the Legislature, confirmed by the Herkimer County Legislature:  
  
Raymond Johnson (County Legislator), initial term of 2-years;  
Kurt Ackerman (County Legislator), initial term of 1-year;**
  - (b) Appointed by the County Executive of Montgomery County:  
Karl Gustafson (Office of the Executive), initial term of 2-years;**

- (c) Appointed by Chairman of the Board of Representatives of Otsego County, confirmed by Resolution of the Board:

Margaret M. Kennedy (County Representative), initial term of 2-years;  
 Craig Gelbsman (County Representative), initial term of 1-year;

- (d) Appointed by Chairman of the Board of Supervisors, confirmed by Resolution of the Board of Schoharie County:

Steven Wilson (County Administrator), initial term of 2-years;

- (e) Appointed by the Mayor of the City of Rome:

Mark Domenico (Chief Code Enforcement Officer), initial term of 1-year;

- (f) Appointed by the Mayor of the City of Utica:

Brian Thomas (Commissioner, Urban & Economic Development); initial term of 2-years;

- (g) Appointed by the Common Council of the City of Utica:

Joseph A. Marino (Chair, Economic Development Committee), initial term of 1-year;

4. Board members must be a resident of the county or city from which they are appointed. Each of the joining counties and the joining cities will be entitled to have the number of members on the board of directors as listed above. The regular terms of office of members of the board shall be 2 years, in addition to any partial term for which a member is appointed to fill a vacancy.
5. The proposed articles of incorporation of the GMVLB, which are attached hereto and made part hereof, are approved for inclusion in the application for the GMVLB which is to be sent to Empire State Development.
6. The City of Utica(together with the other joining counties and cities) will enter into and the Mayor of the City of Utica is authorized to execute an Intermunicipal Agreement for the creation of GMVLB, and is authorized to execute such other documents as may be necessary to establish the GMVLB, subject to the approval of the Utica Corporation Counsel.
7. This Resolution is adopted upon the contingency that Section 5.01 of the Intermunicipal Agreement shall provide that one Member of the Common Council of the City of Utica shall be appointed as a Director to the GMVLB by the Common Council of the City of Utica.

Dated: October 5, 2016.

Yeas: Councilmembers McNiel, Testa, Jacon, Marino, Phillips, Colosimo-Testa, Williamson, LoMedico, Bucciero-9

Nays: None.

Adopted.

STATE OF NEW YORK, CITY OF UTICA )  
 CITY CLERK'S OFFICE ) SS.  
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I hereby certify that I have compared the foregoing copy of an resolution of the Common Council with the record of proceedings of the Common Council of said City of Utica, duly made and on file in this office, and that the same is a correct transcript therefrom and of the whole of said resolution.

IN TESTIMONY WHEREOF, I have hereunto affixed the Corporate Seal of said City, and subscribed my name, this 6th day of October 2016.

*Patricia A. Lindsey*  
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 City Clerk