

December 7, 2018

**MINUTES**

**TOWN BOARD MEETING  
2795 EAST CHURCH STREET  
EDEN, NEW YORK  
DECEMBER 7, 2018  
5:30 P.M.**

**TOWN BOARD MEMBERS PRESENT:**

MELISSA HARTMAN - SUPERVISOR  
SUSAN WILHELM - COUNCILPERSON  
GARY SAM - COUNCILPERSON

**TOWN BOARD MEMEBERS ABSENT:**

RICHARD VENTRY - COUNCILPERSON  
MICHAEL BYRNES - COUNCILPERSON

**OTHERS PRESENT:**

Emily Hawkins - Town Clerk

**Call to Order:**

Supervisor Hartman called the Work Session of the Eden Town Board to order at 5:30 P.M.

**Pledge of Allegiance:**

Supervisor Hartman led the assembly in the Pledge of Allegiance to the flag.

**Hearing of Visitors on Agenda Items:**

There were none.

**New and Unfinished Business:**

**1. Approval of the Buffalo Erie Niagara Land Improvement Corporation (BENLIC) Resolution:**

Supervisor Hartman read the following Resolution:

A RESOLUTION SUBMITTED BY  
MELISSA M. HARTMAN  
OF THE TOWN OF EDEN

WHEREAS, in July 2011 in recognition of the growing problem of distressed, vacant, abandoned, and tax-delinquent properties, New York State passed the Land Bank Act as Article 16 of the New York State Not-for-Profit Corporation Law, which authorizes any Foreclosing Governmental Unit (FGU) to create a land bank to strategically acquire, improve, assemble, and sell these properties; and

WHEREAS, under this law, the Buffalo Erie Niagara Land Improvement Corporation (BENLIC) was formed in May 2012 via an intermunicipal agreement among the county's four FGUs: Erie County and the Cities of Buffalo, Lackawanna, and Tonawanda; and

WHEREAS, county-wide land banks have proved highly successful in Michigan, Ohio, and other regions experiencing growing numbers of problem properties by supporting municipal and regional revitalization efforts by strategically acquiring, improving, assembling, and selling these properties; and

WHEREAS, BENLIC (the land bank) seeks to work collaboratively with the cities, towns, and villages within Erie County to address the growing problem of distressed, vacant, abandoned, and tax-delinquent properties; and

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WHEREAS, the Town of Eden, Erie County, has recognized the need to address the growing issues of distressed, vacant, abandoned, and tax-delinquent properties and is desirous of partnering with BENLIC to address this problem.

NOW, THEREFORE, BE IT

RESOLVED, that Town of Eden hereby officially requests that BENLIC acquire the following properties:

2304 March Road, Eden SBL# 223.00-1-4

8701 West Ave, Eden SBL# 238.10-3-19.1

8262 North Main Street, Eden SBL# 223.04-1-29.2;

and be it further

RESOLVED, that the Town of Eden has completed the required Acquisition Applications for each property listed above and has attached the Acquisition Applications to this resolution; and be it further

RESOLVED, that the Town of Eden agrees to reimburse Erie County for the costs associated with foreclosure of this property; and be it further

RESOLVED, that the Town of Eden agrees to maintain each property selected by BENLIC during the time in which BENLIC holds title to the property including removal of motor vehicles upon BENLIC property by use of municipal emergency services (i.e. police and fire department); and be it further

RESOLVED, that certified copies of this resolution will be sent to the Executive Director of the Buffalo Erie Niagara Land Improvement Corporation; the Commissioner of the Erie County Department of Environment and Planning; the Director of the City of Buffalo's Office of Strategic Planning; and the Mayors of the cities of Lackawanna and Tonawanda.

**MOTION** was made by Councilperson Wilhelm to approve the Resolution as presented; seconded by Councilperson Sam; All "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

**Hearing of Visitors:**

There were none.

**Adjournment:**

**MOTION** was made by Supervisor Hartman to adjourn the Special Meeting of the Eden Town Board; seconded by Councilperson Wilhelm; All "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Hartman adjourned the Special Meeting of the Eden Town Board at 5:35 P.M.

Respectfully submitted by,

Emily Hawkins  
Town Clerk