

Council Member Love introduced the following:

Ordinance Number 24.111.22

AN ORDINANCE AUTHORIZING THE SALE TO THE ALBANY COUNTY HISTORICAL ASSOCIATION OF 142 LIVINGSTON AVENUE (TAX MAP PARCEL NUMBER 65.74-4-13), 35 TEN BROECK PLACE (TAX MAP PARCEL NUMBER 65.74-4-20), AND 37 TEN BROECK PLACE (TAX MAP PARCEL NUMBER 65.74-4-21)

The City of Albany, in Common Council convened, does hereby ordain and enact:

Section 1. It is hereby ordered and directed that all the right, title and interest of the City of Albany in and to the 0.05± acre parcel known as 142 Livingston Street (tax map parcel number 65.74-4-13), the 0.08± acre parcel known as 35 Ten Broeck Place (tax map parcel number 65.74-4-20), and the 0.08± acre parcel known as 37 Ten Broeck Place (tax map parcel number 65.74-4-21) be sold at private sale pursuant to the provisions of Local Law No. 4 of 1984 to the Albany County Historical Association,

SUBJECT to all easements, restrictions and rights-of-way of record.

Section 2. It is hereby determined that the aforesaid properties have been abandoned for municipal or public purposes.

Section 3. The form, content, terms and conditions of such conveyance shall be approved by the Corporation Counsel and shall be subject to the approval of the Board of Estimate and Apportionment, and if approved by said Board, the Mayor is hereby authorized and directed to execute a proper deed of conveyance for a valuable consideration.

Section 4. This ordinance shall take effect immediately.

**APPROVED AS TO FORM THIS
19TH DAY OF OCTOBER, 2022.**

Corporation Counsel

To: Danielle Gillespie, City Clerk

From: Brett Williams, Esq., Senior Assistant Corporation Counsel

Re: Common Council Legislation
Supporting Memorandum

Date: October 19, 2022

Sponsor: Council Member Love

ORDINANCE NUMBER 24.111.22

TITLE

AN ORDINANCE AUTHORIZING THE SALE TO THE ALBANY COUNTY HISTORICAL ASSOCIATION OF 142 LIVINGSTON AVENUE (TAX MAP PARCEL NUMBER 65.74-4-13), 35 TEN BROECK PLACE (TAX MAP PARCEL NUMBER 65.74-4-20), AND 37 TEN BROECK PLACE (TAX MAP PARCEL NUMBER 65.74-4-21)

GENERAL PURPOSE OF LEGISLATION

The Albany County Historical Association, which owns and is headquartered at the Ten Broeck Mansion in the Ten Broeck triangle, seeks to purchase three city-owned lots which abut Mansion properties already owned by the Association, and which comprise, in part, the Mansion's parking lot.

The two lots on Ten Broeck Place will continue in their use as parking for the Mansion, but ownership by the ACHA will allow it to stripe it and paint crosswalks for enhanced safety, and also allow the ACHA to periodically close these spaces at night due to security issues, which have in the past included sexual activity, drinking, trash/defecation/disruptive behavior, and drug sales and use. Since the ACHA does not currently own these lots (but people drive through ACHA property to access them), they cannot post signs on them.

The Livingston Ave lot will be used for ADA accessible walkways into the 4 acres of greenspace and gardens which the ACHA has open to the community, with educational programs, art programs, and tours.

The form, content, terms and conditions of the conveyance, once authorized, will be approved by the Corporation Counsel.

NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW

Under Local Law 4 of 1984, the sale of City-owned property requires Council approval by a three-fourths majority vote. This is accomplished by ordinance.

SPECIFICS OF REAL PROPERTY SALE OR ACQUISITION

The subject parcels, 142 Livingston Street, and 35 and 37 Ten Broeck Place, are all contiguous to properties currently owned by the ACHA. ACHA already uses and maintains, under an agreement

with the City, the Ten Broeck Place parcels as part of its parking lot. 142 Livingston is a vacant lot adjacent to two other vacant lots owned by the ACHA and ultimately contiguous to the Ten Broeck Mansion parcel.

FISCAL IMPACT(S)

ACHA will pay the assessed value for each parcel: \$1,500 for 142 Livingston Avenue, \$2,600 for 35 Ten Broeck Place, and \$3,500 for 37 Ten Broeck Place.