

Council Member Frederick, on behalf of the Finance, Taxation and Assessment Committee, introduced the following:

Ordinance Number 25.111.22

AN ORDINANCE AUTHORIZING ISSUANCE OF QUITCLAIM DEEDS TO THE CITY SCHOOL DISTRICT OF ALBANY FOR VARIOUS PROPERTIES

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 properties described below be granted to the City School District of the City of Albany:

| Physical Address | Address on Assessment Roll or in Boundary Agmt. | Acreage | Tax Map No. |
|-------------------------|--|----------------|--------------------|
| 41 North Allen Street | 37 North Allen Street | 1.64± | 64.51-2-7 |
| 1 Arbor Drive | Lark Drive | 17.5± | 65.15-2-10 |
| 43 Bertha Street | | 1.03± | 76.61-3-11 |
| 676 Clinton Avenue | 666 Clinton Avenue | 0.74± | 65.46-1-13 |
| 45 Delaware Avenue | 75 Delaware Avenue | 3.80± | 76.9-2-21 |
| 94 Delaware Avenue | | 4.50± | 76.10-1-1 |
| 274 South Pearl Street | 296 South Pearl Street | 5.90± | 76.15-1-11.1 |
| 369 New Scotland Avenue | 385 New Scotland Avenue | 1.96± | 75.27-1-37 |
| 65 Tremont Street | 45 Tremont Street | 3.00± | 53.66-2-19 |
| 108 Whitehall Road | 124 Whitehall Road | 4.60± | 75.67-2-1 |

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 conveyances 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
20TH 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 20, 2022

**Sponsor: Council Member Frederick, on behalf of the Finance, Taxation and
Assessment Committee**

ORDINANCE NUMBER 25.111.22

TITLE

AN ORDINANCE AUTHORIZING THE SALE OF VARIOUS PROPERTIES TO THE CITY SCHOOL DISTRICT OF ALBANY

GENERAL PURPOSE OF LEGISLATION

For many years, the Albany City School District was controlled, and its property was owned by, the City of Albany. When the School District became independent it took title to many of its properties, as it ought to have. However, whether on purpose or inadvertently, it seems that the City retained title to certain properties used and operated by the independent School District, while the status of some other properties remains unclear.

This ordinance and the transfer it approves are part of a broader effort that will occur over the coming months to clarify the School District's title to a number of properties it has used and operated for many years. Once approved, the City will deed its interest in the subject property over to the School District by quitclaim deed.

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 parcels for which title is presently unclear, and for which this ordinance authorizes the City to execute quitclaim deeds, are the parcels on which sit Pine Hills Elementary School, Arbor Hill Elementary School, Delaware Community School, Philip J. Schuyler Achievement Academy, William S. Hackett Middle School, the Thomas O'Brien Academy of Science & Technology, Giffen Memorial Elementary School, New Scotland Elementary School, the Montessori Magnet School, and the Albany School of the Humanities.

FISCAL IMPACT(S)

The City will not seek any remuneration from the School District, which has owned, operated, and maintained the improvements on the property for many years.