**ULSTER COUNTY ECONOMIC DEVELOPMENT ALLIANCE, INC.**

**AUTHORIZING RESOLUTION**

**(Transfer of .18 Acres of Property in Kingston to Richard P. Boice)**

**At a meeting of the Board of Directors of Ulster County Economic Development Alliance, Inc., a Local Development Corporation (the “Corporation”), convened on May 7, 2019, at 4:30 p.m.**

**RESOLUTION OF THE ULSTER COUNTY ECONOMIC DEVELOPMENT ALLIANCE, INC. AUTHORIZING THE CHAIRMAN OF THE BOARD OF DIRECTORS OF THE CORPORATION TO EXECUTE A PURCHASE AND SALE AGREEMENT AND THE CLOSING DOCUMENTS NECESSARY TO CONVEY PROPERTY TO RICHARD P. BOICE**

**WHEREAS**, pursuant to Resolution Number 509 of 2018, (herein, the “County Authorizing Resolution”), the Ulster County Legislature authorized (i) the undertaking of a certain Disposition, as defined within the County Authorizing Resolution and more particularly described herein (collectively, the “Disposition”) of a fee interest to the Corporation of a certain parcel of land, along with the buildings and improvements located thereon, as defined herein; and

**WHEREAS**, after the Disposition, the Corporation became the owner of the land (the “Land”) and the improvements located thereon (the “Improvements”), located on O’Neil Street, in the City of Kingston, Ulster County, State of New York, which is a portion of a property identified by tax identification number 48.80-1-31.110. The Land is more particularly described on Exhibit “A” attached hereto and made a part hereof. The Land and the Improvements are hereinafter collectively referred to as the “Premises”; and

**WHEREAS,** the Purchaser currently owns the property adjacent to the Premises and improvements on that property encroach upon the Premises; and

**WHEREAS,** the Seller now desires to sell the Premises to the Purchaser; and the Purchaser desires to acquire the Premises from the Seller,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CORPORATION, AS FOLLOWS:**

1. That the form, terms and provisions of the Purchase and Sale Agreement, proposed to be entered into between the Corporation and Richard P. Boice, regarding the property located on O’Neil Street, in the City of Kingston, Ulster County, State of New York, which is a portion of a parcel identified by tax identification number 48.80-1-31.110, in substantially the form attached hereto as Exhibit “B”, be, and they hereby are, in all respects approved, with such additions thereto or deletions therefrom as the as the officer or officers executing the agreement shall, in his/her or their sole discretion, determine to be necessary, proper and advisable, such determination to be evidenced conclusively by the execution and delivery thereof.
2. That the form, terms and provisions of the deed proposed to be entered into between the Corporation and Richard P. Boice, regarding the property located on O’Neil Street, in the City of Kingston, Ulster County, State of New York, which is a portion of a parcel identified by tax identification number 48.80-1-31.110, in substantially the form attached hereto as Exhibit “C”, be, and they hereby are, in all respects approved, with such additions thereto or deletions therefrom as the as the officer or officers executing the agreement shall, in his/her or their sole discretion, determine to be necessary, proper and advisable, such determination to be evidenced conclusively by the execution and delivery thereof.
3. That the Chairman of the Board be hereby authorized to execute the deed and all other closing documents necessary to transfer the property located on O’Neil Street, in the City of Kingston, Ulster County, State of New York, which is a portion of a parcel identified by tax identification number 48.80-1-31.110, from the Corporation to Richard P. Boice, under the terms laid out in the Purchase and Sale Agreement.

The question of the adoption of the foregoing Resolution was duly put to vote on roll call, which resulted as follows:

YEA NAY ABSENT ABSTAIN

Julie Cohen Lonstein [X] [ ] [ ] [ ]

Burton Gulnick [X] [ ] [ ] [ ]

Brian Woltman [X] [ ] [ ] [ ]

Lynn Archer [X] [ ] [ ] [ ]

Lisa Burger [ ] [ ] [X] [ ]

Ward Todd [X] [ ] [ ] [ ]

**SECRETARY’S CERTIFICATION**

**STATE OF NEW YORK )**

**SS.:**

**COUNTY OF ULSTER )**

I, the undersigned Secretary of Ulster County Economic Development Alliance Inc., DO HEREBY CERTIFY:

That I have compared the annexed extract of minutes of the meeting of the Ulster County Economic Development Alliance Inc. (the “Corporation”), including the resolution contained therein, held on \_\_\_\_\_\_\_\_\_, 2019, with the original thereof on file in my office, and that the same is a true and correct copy of the proceedings of the Corporation and of such resolution set forth therein and of the whole of said original insofar as the same related to the subject matters therein referred to.

I FURTHER CERTIFY, that all members of said Corporation had due notice of said meeting, that the meeting was in all respects duly held and that, pursuant to Article 7 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public, and that public notice of the time and place of said meeting was duly given in accordance with such Article 7.

I FURTHER CERTIFY, that there was a quorum of the members of the Corporation present throughout said meeting.

I FURTHER CERTIFY, that as of the date hereof, the attached resolution is in full force and effect and has not been amended, repealed or modified.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Corporation this \_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2019.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Secretary

[SEAL]

**EXHIBIT “A”**

All that certain lot, piece or parcel of land situate, lying and being in the City of Kingston, County of Ulster and State of New York, being designated as Parcel A on that certain map entitled “Final Map of Lot Line Revision Between Lands of Ulster County and Lands of Richard P. & Helen D. Boice” filed on April 24, 2019, in the Office of the Clerk of Ulster County as Map No. 1986, and which is more accurately bounded and described as follows:

**Tax Map SBL 48.80-1-31.110, portion of**

BEGINNING at a point on the easterly bounds of a city street know as O’Neil Street, said point being on the westerly bounds of lands now or formerly of Richard P. & Helen D. Boice as described in Liber 4402 of deeds at page 279,

thence running along said lands and along the lot line to be removed, the following four courses and distances:

1. South 71°35’07” East 94.12 feet to a point
2. South 80°04’29” East 77.36 feet to a point
3. North 39°49’59” East 8.40 feet to a point and
4. South 73°02’16” East 110.28 feet to a point on the westerly bounds of lands now or formerly of Donna Spada as described in Liber 4710 of deeds at page 297,

thence running along said lands South 19°39’26” West 29.72 feet to a point of the northerly bounds of lands now or formerly of The County of Ulster as described in Liber 1414 of deeds at page 933

thence running along said lands and along the proposed new lot line the following two courses and distances:

1. North 76°32’30” West 146.81 feet and
2. North 73°04’49” West 146.23 feet to a point the easterly bounds of aforementioned O’Neil Street

thence continuing along said street bounds North 39°07’39” East 25.85 feet to the point and place of beginning

CONTAINING eighteen hundredths (0.18) acres.

SUBJECT to all legally enforceable covenants, easements, restrictions, conditions and agreements of record.

SUBJECT to any right, title and interest the public and the County of Ulster may have in and to that portion of O’Neil Street.