

68714

DATE: March 25, 2019

TO: Board of Acquisition and Contract

FROM: Norma V. Drummond
Commissioner of Planning

SUBJECT: Amending a Resolution authorizing the County of Westchester to enter into agreements to purchase and subsequently convey approximately 3.77 acres of real property located at Halstead Avenue adjacent to the Harrison Metro North Railroad Station in the Town/Village of Harrison to support the creation of affordable units that will affirmatively further fair housing, in order to correct the legal description of the property.

Pursuant to Act No. 2018-158 adopted on October 1, 2018, the Board of Legislators authorized the County of Westchester (the "County") to purchase and subsequently convey approximately 3.77 acres of real property located at Halstead Avenue adjacent to the Harrison Metro North Railroad Station in the Town/Village of Harrison, identified on the tax maps as Block 182, Lots 12 and 15 (the "Property"), as part of the County's program to support the creation of affordable units (the "Affordable AFFH Units") that affirmatively further fair housing ("AFFH").

On December 20, 2018, your Honorable Board approved a Resolution authorizing the County to enter into agreements with AvalonBay Communities Inc., its successor or assign or the current owner(s) of record (the "Developer") to purchase the Property for the purpose of developing the Affordable AFFH Units, to grant and accept any property rights necessary in furtherance thereof in an amount not to exceed \$1,000,000.00, and subsequently convey it to the Developer for \$1.00 for the purpose of developing 143 rental apartments of which seven will be AFFH Units.

The Board of Legislators, on March 11, 2019, adopted legislation to amend Act No. 2018-158 in order to correct the legal description of the Property as approximately 1.46 acres of real property located at Halstead Avenue adjacent to the Harrison Metro North Railroad Station in the Town/Village of Harrison ("Town/Village"), identified as Lot 2 on the subdivision plat approved by the Town/Village Planning Board on February 27, 2018 for the Harrison Station TOD/Avalon Bay.

Therefore, it is necessary to amend the December 13, 2018 Resolution to similarly correct the legal description of the Property. All remaining terms and conditions of that Resolution will remain in full force and effect.

I recommend adoption of the attached proposed Resolution.

NVD/DLV/dv
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 03/28/2019 - LISA M. [REDACTED] SECRETARY

RESOLUTION

UPON A COMMUNICATION FROM THE COMMISSIONER OF PLANNING, IT IS HEREBY

RESOLVED, that the Resolution approved on December 13, 2018 authorizing the County of Westchester (the "County") to enter into agreements with Avalon Bay Communities Inc., its successor or assign or the current owner(s) of record (the "Developer") to purchase approximately 3.77 acres of real property located at Halstead Avenue adjacent to the Harrison Metro North Railroad Station in the Town/Village of Harrison, identified on the tax maps as Block 182, Lots 12 and 15 (the "Property"), for the purpose of developing seven affordable rental units (the "Affordable AFFH Units") that affirmatively further fair housing ("AFFH"), is hereby amended to correct the legal description of the Property as approximately 1.46 acres of real property located at Halstead Avenue adjacent to the Harrison Metro North Railroad Station in the Town/Village of Harrison ("Town/Village"), identified as Lot 2 on the subdivision plat approved by the Town/Village Planning Board on February 27, 2018 for the Harrison Station TOD/Avalon Bay; and be it further

RESOLVED, that all other provisions of the December 13, 2018 Resolution shall remain in full force and effect; and be it further

RESOLVED, that the County Executive or his authorized designee is hereby authorized and empowered to execute all instruments and take all actions necessary and appropriate to effectuate the purposes hereof.

Original Resolution \$1,000,000
This Resolution \$ 0.00

TOTAL \$1,000,000

AGREEMENT NUMBER C-LA-18-78

Account to be Charged/credited	Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
	318	19	BPL30-17-R 2018-159	6050	n/a	\$0.00

Budget Funding Year(s) FY 2018 Start Date _____ End Date _____
(must match resolution)

Funding Source Tax Dollars _____
State Aid _____
Federal Aid _____
Other _____

\$0.00
(must match resolution)