

**RESOLUTION NO. 185**

**AUTHORIZING THE TRANSFER OF PROPERTY BY THE ALBANY COUNTY AIRPORT AUTHORITY TO THE NYS DEPARTMENT OF TRANSPORTATION FOR THE RECONSTRUCTION OF EXIT 4 OF INTERSTATE 87**

Introduced: 5/14/18

By Mass Transit and Audit and Finance Committees, Messrs. Feeney, Ethier and Comisso:

WHEREAS, The Albany County Airport Authority (the Authority) has previously acquired two parcels totaling 11.97± acres on the south side of Albany Shaker Road and west of the Desmond Hotel in the Town of Colonie with a grant from the Federal Aviation Administration (the FAA) that became part of the Authority leasehold agreement with the County of Albany, and

WHEREAS, The New York State Department of Transportation (DOT) has proposed constructing a new Exit 4 at the intersection of Interstate 87 and Albany Shaker Road and seeks to acquire these two parcels for the Exit 4 reconstruction project by eminent domain, and

WHEREAS, DOT has offered \$855,000 for the two parcels pursuant to a Fair Market Value appraisal and the original FAA grant for the purchase requires that the proceeds from any sale be paid to the Authority and used for permitted airport projects, and

WHEREAS, The Lease Agreement between the County of Albany and the Authority requires the consent of the County of Albany for the Airport Authority to enter into such agreements, now, therefore be it

RESOLVED, That the Albany County Legislature approves the transfer by the Albany County Airport Authority of 11.97± acres on the south side of Albany Shaker Road and west of the Desmond Hotel in the Town of Colonie currently part of the Authority leasehold to the New York State Department of Transportation for an Advance Payment of \$855,000 to the Authority as part of the eminent domain process, and, be it further

RESOLVED, That the Albany County Legislature authorizes the execution of all necessary documents including the Advance Payment Agreement and the Deed of Release from the FAA to consummate this transaction, and, be it further,

RESOLVED, That DOT be granted an additional easement on .15 acres for the sum of \$200 for a 4 year term, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County and Airport Authority Officials.

*Adopted by unanimous vote - 5/14/18*