

# Warren County Board of Supervisors

## RESOLUTION NO. 339 OF 2012

**Resolution introduced by Chairman Stec**

**AUTHORIZING ACCEPTANCE OF PROPOSAL FROM CLARK PATTERSON LEE FOR PHASE I ENVIRONMENTAL SITE ASSESSMENT FOR PROPERTY LOCATED AT 275 BAY ROAD, QUEENSBURY, NEW YORK AND KNOWN AS TAX MAP PARCEL NUMBER 302.8-1-2; AUTHORIZING THE WARREN COUNTY ATTORNEY AND WARREN COUNTY TREASURER ON BEHALF OF WARREN COUNTY TO RE-COMMENCE AND/OR COMMENCE AN IN REM TAX FORECLOSURE PROCEEDING AGAINST THE SUBJECT PREMISES PURSUANT TO THE PROVISIONS OF ARTICLE ELEVEN OF THE REAL PROPERTY TAX LAW AND WITHIN THAT PROCEEDING SEEK TO OBTAIN TEMPORARY INCIDENTS OF OWNERSHIP OF THE SUBJECT PREMISES PURSUANT TO THE PROVISIONS OF ARTICLE 56 OF THE ENVIRONMENTAL CONSERVATION LAW**

WHEREAS, the Superintendent of the Warren County Department of Public Works is requesting acceptance of the proposal submitted by Clark Patterson Lee for a Phase I Environmental Site Assessment services for property located at 275 Bay Road, Queensbury, New York and known as Tax Map Parcel Number 302.8-1-2 (“subject premises”) in an amount not to exceed Two Thousand One Hundred Dollars (\$2,100), and

WHEREAS, in order to gain access to the subject premises for the purposes of conducting an environmental restoration investigation, the Warren County Attorney is requesting authority to re-commence and/or commence an In Rem Tax Foreclosure proceeding in the Warren County Supreme Court and seek to obtain temporary incidents of ownership of the subject premises, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby accepts the proposal from Clark Patterson Lee for a Phase I Environmental Site Assessment services for property located at 275 Bay Road, Queensbury, New York and known as Tax Map Parcel Number 302.8-1-2 in an amount not to exceed Two Thousand One Hundred Dollars (\$2,100) and authorizes the Chairman of the Warren County Board of Supervisors to execute any and all necessary documents with regard to the Phase I Environmental Site Assessment services in a form approved by the County Attorney, and be it further

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RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Warren County Attorney and Warren County Treasurer to re-commence and/or commence an In Rem Tax Foreclosure proceeding against the subject premises pursuant to the provisions of Article Eleven of the Real Property Tax Law in the Warren County Supreme Court and within that proceeding seek to obtain temporary incidents of ownership of the subject premises for the purposes of conducting an environmental restoration investigation pursuant to the provisions of Article 56 of the Environmental Conservation Law and which will authorize the County and its agents to access the subject premises for the purpose of completing the Phase I Environmental Site Assessment and any other environmental restoration investigation deemed necessary, and be it further

RESOLVED, that the Chairman of the Warren County Board of Supervisors and the Warren County Treasurer are hereby authorized to execute any and all documents necessary to further the objectives of this resolution in a form approved by the Warren County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.1620 470 Buildings & Grounds Contracts for payment to Clark Patterson Lee for the Phase I Environmental Site Assessment, and be it further

RESOLVED, that the Warren County Treasurer is hereby authorized to transfer the sum of Two Thousand One Dollars (\$2,100) from the Contingent Fund to Budget Code A.1620 470 Buildings & Grounds Contracts.