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# CITY OF UTICA

## URBAN RENEWAL AGENCY

### CITY OF UTICA URBAN RENEWAL AGENCY SPECIAL MEETING MINUTES – May 6, 2021 1 KENNEDY PLAZA, UTICA, NEW YORK 13502

**MEMBERS ATTENDING:** Councilman Joseph Betrus, Councilman Robert Burmaster, Joe Burke, Lonnie Jenkins, Michael Mahoney,

**OTHERS ATTENDING:** Brian Thomas, Gene Allen, Cathy Mack, Assistant Corporation Council Kate Hartnett

**EXCUSED:** Mayor Robert M. Palmieri, Marques Phillips

**CALL TO ORDER:** By Brian Thomas at 9:35 AM

**ITEM #1 Approval of Agency Minutes**

Mike Mahoney made a motion to approve the minutes from the Aril 8, 2021 URA meeting. The motion was seconded by Lonnie Jenkins and passed unanimously.

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#### New Business

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**ITEM #2 Authorizing Stipulated Final Judgment Advance Payment of \$44,472 be paid to Court Street Development Project, LLC for the Court Street property commonly referred to as Oneida County Tax Map Parcel ID 318.50-1-4**

On November 14, 2019, the UURA adopted Determinations and Findings pursuant to Eminent Domain Procedure Law (EDPL) Article 2, **ruled in favor of the UURA** which found that the acquisition of the property by eminent domain would serve a public purpose.

On or about November 13, 2020, the Appellate Division, Fourth Department, issued a Memorandum and Order upholding the UURA's Determination and Findings under EDPL, thereby allowing the acquisition of the property through eminent domain to continue.

In March, 2021, UURA took the next steps to acquire the property through eminent domain and pursuant to EDPL Article 4 by asking the Court's permission to file the necessary Acquisition Map for the property and thereby take title to said property.

In negotiation between attorneys for UURA and Court Street Development Project, LLC, (CSDP) it has been tentatively proposed that UURA will make an advance payment of \$44,472 to CSDP; that figure represents the amount of UURA's highest approved appraisal of the just compensation for the property. Board approval of this expenditure is necessary. Upon filing of this advance payment, UURA can then file the Acquisition Map and take title to the property in question. CSDP will then have up to one (1) year to file further claims seeking additional compensation beyond the advance payment.

Mike Mahoney made a motion to authorize the stipulated advanced payment of \$44,472.00, to be paid to Court Street Development Project, LLC. The motion was seconded by Lonnie Jenkins and passed unanimously.

**ITEM #4          Adjournment**

Councilman Joseph Betrus made a motion to adjourn the meeting at 9:40 AM. The motion was seconded by Councilman Robert Burmaster and passed unanimously.

Respectfully submitted this 6<sup>th</sup> day of May, 2021 by Gene A. Allen