

SPECIAL MEETING OF THE COMMON COUNCIL

02-17-98

May 7, 1971

5:00 P.M.

PRESENT: Mayor Ronald J. Yehl

Councilmen: Lyle Furlong, J.G. Collins,
Thomas Kalamanka

City Clerk: Kenneth W. McClune

ABSENT: Councilmen: Theodore Leaskey, O.K. Phillips

Mayor Ronald Yehl stated that the purpose of the Special Meeting is to consider the Home Rule request to the New York State Legislature which is necessary to establishing an Industrial Development Agency for the City of Salamanca.

Moved by Furlong and seconded by Collins:

RESOLVED: WHEREAS, the Common Council of the City of Salamanca approved a motion on March 31, 1971, directing that the necessary steps be taken to create a Salamanca Industrial Agency, and

WHEREAS, appropriate bills in accordance therewith being Senate Bill No. S-6443 and Assembly Bill No. A-7581 were heretofore introduced into the New York State Legislature, and

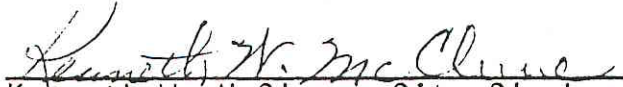
WHEREAS, the enactment of these bills into law require the adoption of the Common Council of the Home Rule request

NOW, THEREFORE BE IT RESOLVED, that Mayor Ronald J. Yehl be authorized to properly execute such Home Rule request and that the City Clerk send it to the appropriate members of the New York State Legislature.

Adopted Ayes: Furlong, Collins, Kalamanka
Nays: None

Moved by Kalamanka and seconded by Furlong:
RESOLVED: that we adjourn. 5:15 P.M.

Carried.


Kenneth W. McClune, City Clerk

The foregoing resolutions of the Common Council are hereby approved.


Ronald J. Yehl, Mayor

Dated: 5/11/71

IMPORTANT: READ INSTRUCTIONS ON REVERSE SIDE

HOME RULE REQUEST

(Request by a Local Government for Enactment of a Special Law)

To the Legislature:

Pursuant to Article IX of the Constitution, the

CITY

(county, city, town or village)

SALAMANCA

(name)

requests the enactment of

Senate

~~Assembly~~

(strike out one)

bill(No.

8-6443

of

entitled "

AN ACT

To amend the general municipal law, in relation to creating and establishing the city of Salamanca industrial development agency, and providing for its functions, powers and duties

It is hereby declared that a necessity exists for the enactment of such legislation, and that the facts establishing such necessity are as follows: (Check appropriate box)

- ☒ The local government does not have the power to enact such legislation by local law.
☐ Other facts, as set forth in the following "Explanation" establish such necessity.

EXPLANATION

(If space below is not sufficient, use separate sheet and attach here)

Such request is made by: (Check appropriate box)

- ☒ The chief executive officer of such local government, concurred in by a majority of the total membership of the local legislative body. (See paragraph A below)
☐ The local legislative body of such local government, at least two-thirds of the total membership thereof having voted in favor of such request. (See paragraph B below)

READ BEFORE SIGNING

- A. If the request is made by the chief executive officer and concurred in by a majority of the total membership of the local legislative body, *both* the chief executive officer *and* the clerk of the local legislative body must sign below. In such case use the word "majority" below even though the vote may have been greater.
B. If the request is made by the local legislative body, at least two-thirds of the total membership thereof having voted in favor of such request, *only* the clerk of the local legislative body must sign below. In such case use the words "two-thirds" below.

CHIEF EXECUTIVE OFFICER'S SIGNATURE

(Signed)

Ronald J. Yehl
(chief executive officer)

Ronald J. Yehl

(Print or type name below signature)

Mayor

(Title of chief executive officer)

Date: May 7, 1971

CLERK'S CERTIFICATION

I, Kenneth W. McClune, do hereby certify that I am Clerk of the

(print or type name)

(local legislative body)

Common Council

of the

City

(county, city, town or village)

of Salamanca and that on the 7th day of May,

(name)

1971, such legislative body, at least a majority of the total membership having voted in favor thereof, approved the foregoing request.

XXXXXs
(strike out one)

[SEAL OF LOCAL GOVERNMENT]

(Signed)

Kenneth W. McClune
(clerk)

Kenneth W. McClune

(Print or type name below signature)

Date: May 7, 1971

CERTIFICATE
OF
ESTABLISHMENT
OF

INDUSTRIAL DEVELOPMENT AGENCY
FOR FILING
WITH
SECRETARY OF STATE

This is to certify that the City of Salamanca
Industrial Development Agency has been established by special act
of the New York state Legislature, and the following is set forth
pursuant to Section 856 of the New York State Industrial Develop-
ment Agency Act:

- (1) The special act establishing the Agency was passed
June 17, 1971 by Chapter 525 of the
(date of passage)
Laws of 19 71 which became effective June 17, 19 71
- (2) The name of the agency is:
City of Salamanca Industrial
Development Agency.
- (3) The names of the members of the Agency, their chairman,
and their terms of office are as follows:

STATE OF NEW YORK
DEPARTMENT OF STATE
FILED DEC 6 - 1971

John P. Lomago
Secretary of State

STATE OF NEW YORK
DEPARTMENT OF STATE

ss:

It is Hereby Certified, *That* the attached copy of the Certificate
of Establishment for the City of Salamanca Industrial
Development Agency is a true copy of the original thereof
as filed in this office on December 6, 1971

WITNESS my hand and the official seal, of the
Department of State at the City of
Albany, this 17th day
of September one thousand
nine hundred and seventy-nine

Basil G. Paterson
Secretary of State

Get A COPY OF
Title 1 of Article 18A of Chapter 52
(See Tab #6)

LAWS OF 1971

CHAPTER 525

AN ACT to amend the general municipal law, in relation to creating and establishing the city of Salamanca industrial development agency, and providing for its functions, powers and duties

Became a law June 17, 1971, with the approval of the Governor. Passed on Home Rule request pursuant to Article IX, section 2(b)(2) of the Constitution by a majority vote, three fifths being present

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The general municipal law is hereby amended by inserting in title two of article eighteen-A, a new section, to be section eight hundred ninety-e, to read as follows:

§ 890-e. City of Salamanca industrial development agency. For the benefit of the city of Salamanca and the inhabitants thereof, an industrial development agency, to be known as the CITY OF SALAMANCA INDUSTRIAL DEVELOPMENT AGENCY, is hereby established for the accomplishment of any or all of the purposes specified in title one of article eighteen-A of this chapter. It shall constitute a body corporate and politic, and be perpetual in duration. It shall have the powers and duties now or hereafter conferred by title one of article eighteen-A of this chapter upon industrial development agencies and provide that the exercise of the powers by such agency with respect to the acquisition of real property whether by purchase, condemnation or otherwise, shall be limited to the corporate limits of the city of Salamanca, and such agency shall take into consideration the local zoning and planning regulations as well as the regional and local comprehensive land use plans. It shall be organized in a manner prescribed by and be subject to the provisions of title one of article eighteen-A of this chapter. Its members shall be appointed by the governing body of the city of Salamanca. The agency, its members, officers and employees and its operations and activities shall in all respects be governed by the provisions of title one of article eighteen-A of this chapter.

§ 2. This act shall take effect immediately.

GI15-128

State of New York
DEPARTMENT OF STATE

I have compared the preceding with the original law on file in this department, and do hereby certify that the same is a correct transcript therefrom, and of the whole of said original law.

Given under my hand and the official seal of the Department of State, at the City of Albany, this.....seventeenth..... day of.....September..... in the year one thousand nine hundred and seventy-nine

Basil G. Paterson
Secretary of State