

Resolution No. 275 October 22, 2013

Authorizing Reimbursement To The State For The Cost Of Conducting A Special Session Of The New York State Assembly, Not To Exceed \$75,000

Referred to: The Laws and Rules, Governmental Services Committee (Chairman Roberts and Legislators Donaldson, Fabiano, Loughran, Maio, Robert Parete and Ronk) and The Ways and Means Committee (Chairman Gerentine and Legislators Gregorius, Maio, Maloney, Provenzano, Rodriguez and Ronk)

Chairman of the Ways and Means Committee, Richard A. Gerentine, and Committee Members, Legislators Gregorius, Maio, Maloney, Rodriguez and Ronk offer the following:

WHEREAS, on January 2, 2013 the Ulster County Legislature requested State legislation allowing the County to extend the additional sales and compensating use tax rate of 1% (one percent) for an additional twenty-four months, from December 1, 2013 to November 30, 2015; and

WHEREAS, A.5130 was introduced on February 20, 2013 by Assemblyman Skartados, and S.4516 was introduced on April 5, 2013 by Senator Larkin and Senator Tkaczyk; and

WHEREAS, a formal Home Rule Request asking for passage and enactment of S.4516/A.5130 was unanimously authorized by the Ulster County Legislature on April 16, 2013 and transmitted to the New York State Legislature; and

WHEREAS, the Ulster County Legislature unanimously adopted Resolution No. 180 on June 18, 2013 urging the New York State Legislature to pass the Home Rule Request as proposed; and

WHEREAS, the New York State Senate honored the Home Rule Request by passing Senate Bill No. S4516; and

WHEREAS, the New York State Assembly failed to pass A.5130 prior to adjourning for 2013; and

WHEREAS, the Ulster County Legislature unanimously adopted Resolution No. 234 on August 20, 2013 urging the Governor or Assembly Speaker to call a Special Session to consider unfinished business including the adoption of Assembly Bill No. A5130; and

WHEREAS, if the 1% sales and compensating use tax is not extended before November 30, 2013, there will be an immediate negative impact with a guaranteed loss of \$5,953,938.00 to the County; and

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WHEREAS, to date, a Special Session has not been called, and the Ulster County Legislature has remained diligent in keeping communication open, indicating a willingness to compromise to avoid the devastating effects of this lost revenue; and

WHEREAS, the members of the Ulster County Legislature believe they have a responsibility to be proactive, innovative, and unwavering in their continuous efforts to protect those individuals they represent; and

WHEREAS, the Ulster County Legislature recognizes that the New York State Assembly may be reluctant to reconvene due to the cost thereof; and

WHEREAS, the Ulster County Legislature has determined that it is fiscally responsible to expend \$75,000.00 to receive the full \$44,000,000.00 that is generated by extending the additional 1% sales and compensating use tax, without interruption, for an additional twenty-four months; now, therefore, be it

RESOLVED, that the Ulster County Legislature hereby authorizes the Ulster County Commissioner of Finance to reimburse the State of New York for the expenses associated with conducting a Special Session of the New York State Assembly prior to November 30, 2013, not to exceed \$75,000.00, to consider unfinished business including honoring Ulster County's Home Rule Request through passage of Assembly Bill No. A.5130; and be it further

RESOLVED, that a copy of this resolution be sent to Governor Andrew Cuomo, Assembly Speaker Sheldon Silver, New York State Senators James Seward, John J. Bonacic, William J. Larkin, Jr. and Cecilia Tkaczyk, and New York State Assemblymembers Kevin A. Cahill, Claudia Tenney, Frank K. Skartados, and Peter Lopez,

and moves its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 13 NOES: 8
(Noes: Legislators Bartels, Donaldson, Loughran,
John Parete, Richard Parete, Robert Parete,
Provenzano, and Wishnick)
(Absent: Legislators Aiello and Fabiano)

