

RESOLUTION ADOPTING A HOME RULE REQUEST FOR ENACTION AND ADOPTION BY THE NEW YORK STATE ASSEMBLY OF ASSEMBLY BILL A9774 AND ENACTION AND ADOPTION BY THE NEW YORK STATE SENATE OF SENATE BILL S7621 EXTENDING THE AUTHORIZATION GRANTED ESSEX COUNTY BY THE STATE OF NEW YORK TO ADOPT AND AMEND LOCAL LAWS IMPOSING A TAX OF TWENTY FIVE CENTS (\$.25) FOR EACH ONE HUNDRED DOLLARS (\$100.00) ON EACH REMAINING MAJOR FRACTION THEREOF ON PRINCIPAL DEBT INCURRED BY A MORTGAGE ON REAL PROPERTY SITUATE WITHIN THE COUNTY UNTIL DECEMBER 1, 2021

The following resolution was offered by Supervisor Morrow, who moved its adoption.

WHEREAS, Assembly Bill A9774 and Senate Bill S-7621 have been introduced in the NYS Assembly and NYS Senate respectively each entitled “An Act to Amend Chapter 327 of the Laws of 2006, Amending the Tax Law Relating to Authorizing the County of Essex To Impose an Additional Mortgage Recording Tax, in Relation to Extending the Expiration and Repeal of Such Provisions”; and

WHEREAS, the purpose of this legislation is to authorize Essex County to continue to impose a tax of twenty-five cents (\$.25) per each one hundred dollars (\$100.00) on each remaining major fraction thereof on principal debt incurred by a mortgage on real property situate within the County until December 1, 2021; and

WHEREAS, Essex County needs to adopt a Home Rule Request for such necessary legislation to be considered and enacted.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby adopts a Home Rule Request requesting enactment of Assembly Bill A9774 and Senate Bill No. S-7621 authorizing the County of Essex to impose an additional mortgage recording tax and to extend its authority to impose a tax until December 1, 2021; and

BE IT FURTHER RESOLVED, that the Essex County Board of Supervisors hereby declares that a necessity exists for the enactment of such legislation as the County cannot continue to impose the additional mortgage recording tax after November 30, 2018 unless the State authorizing legislation is adopted and because the revenue received from this mortgage tax is vital and necessary to fund the everyday operations of the County of Essex and to offset the ever increasing budget constraints faced by the County; and

BE IT FURTHER RESOLVED, that the Clerk of this Board be and is hereby authorized and directed to immediately execute all necessary Home Rule Request documents and immediately forward the same to Senator Elizabeth O’C. Little and Assemblyman Daniel Stec.

This resolution was seconded by Supervisor Tyler, and adopted upon a **two-thirds** roll-call vote as follows:

AYES: 3168 votes
NOES: 0 votes
ABSENT: 871 votes (Jackson, Monty, Scozzafava, Marnell)