

**RESOLUTION REQUESTING HOME RULE LEGISLATION TO
EXTEND THE AUTHORIZATION GRANTED TO ESSEX
COUNTY TO IMPOSE AN ADDITIONAL THREE-QUARTERS
OF ONE PERCENT OF SALES AND COMPENSATING USE
TAXES UNTIL NOVEMBER 30, 2015**

The following resolution was offered by Supervisor Montgomery-Corey, who moved its adoption.

Upon a motion to consider from the floor, and the same appearing proper and necessary.

WHEREAS, pursuant to clause 36 of subparagraph (i) of the opening paragraph of Section 1210 of the Tax Law, as amended by Chapter 486 of Laws of 2005, Essex County was authorized to impose an additional sales and compensating use tax of three-quarters of one percent for the period beginning June 1, 2004 and ending November 30, 2013; and

WHEREAS, clause 36 of subparagraph (i) of Section 1210 of the Tax Law expires on November 30, 2013; and

WHEREAS, this additional three-quarters of one percent is necessary to continue to offset taxes for the residents and businesses of Essex County and is an important and integral component of keeping taxes at an acceptable level; and

WHEREAS, based upon the foregoing, and because the County does not have the legal authority to enact such legislation by Local Law there exists a necessity for the enactment of this requested legislation amending clause 36 of subparagraph (i) of the opening paragraph of Section 1210 of the Tax Law to extend its provisions to November 30, 2015 or whatever date the Legislature decides is appropriate.

BE IT RESOLVED, that the Essex County Board of Supervisors hereby requests that the State Legislature enact, and the Governor sign into law, Home Rule Legislation amending clause 36 of subparagraph (i) of the opening paragraph of Section 1210 of the Tax Law in relation to extending the authorization to Essex County to impose an additional three-quarters of one percent of sales and compensating use taxes through and until November 30, 2015.

BE IT FURTHER RESOLVED, that the Clerk of this Board is hereby authorized and directed to immediately send certified copies of this Resolution to: Governor Andrew Cuomo, Senate Majority Leader Dean Skelos, Assembly Minority Leader Brian Kolb, Assembly Speaker Sheldon Silver; Senator Elizabeth O’C. Little; and Assemblyman Daniel Stec.

This resolution was duly seconded by Supervisors Canon and Morrow, and adopted upon a roll-call vote as follows:

AYES:	2511	votes
NOES:	0	votes
ABSENT:	410	votes (Scozzafava, Boisen)

**RESOLUTION ADOPTING A HOME RULE REQUEST FOR
ADOPTION BY THE NEW YORK STATE ASSEMBLY OF
ASSEMBLY BILL NO. A-6592 AND SENATE BILL NO. S-4558
EXTENDING THE AUTHORIZATION GRANTED ESSEX
COUNTY TO IMPOSE AN ADDITIONAL THREE-QUARTERS
OF ONE PERCENT OF SALES AND COMPENSATING USE
TAXES UNTIL NOVEMBER 30, 2015**

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

Upon a motion to consider from the floor, and the same appearing proper and necessary.

WHEREAS, Assembly Bill No. A-6592 and Senate Bill No. S-4558 have been introduced in their respective Houses for the purposes of extending the authorization granted Essex County to impose an additional three-quarters of one percent of sales and compensating use taxes until November 30, 2015. and the County needs to adopt a Home Rule Request for such necessary legislation to be considered enacted.

BE IT RESOLVED that the Essex County Board of Supervisors hereby adopts a Home Rule Request requesting enactment of Assembly Bill A-6592 and Senate Bill S-4558 which extend the authorization granted Essex County to impose an additional three-quarters of one percent of sales and compensating use taxes until November 30, 2015; and

BE IT FURTHER RESOLVED that the Essex County Board of Supervisors declares that a necessity exists for the enactment of such legislation as the County does not have the legal authority to enact this legislation by local law; and

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

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

AYES: 3492 votes
NOES: 0 votes
ABSENT: 547 votes (Scozzafava, Boisen)