



Essex County Board of Supervisors

Resolution No. 130

May 13, 2024
Special Board Meeting

RESOLUTION ADOPTING A HOME RULE REQUEST FOR ENACTION AND ADOPTION BY THE NEW YORK STATE SENATE OF SENATE BILL S.8583-A AND BY THE NEW YORK STATE ASSEMBLY OF ASSEMBLY BILL A.9277-A ENTITLED “AN ACT TO AMEND THE TAX LAW, IN RELATION TO EXPENDITURES FOR ESSEX COUNTY CORRECTIONAL AND PUBLIC SAFETY FACILITIES PROJECTS; AND 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 TAX, IN RELATION TO EXTENDING THE EFFECTIVENESS THEREOF”

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

WHEREAS, Senate Bill S.8583-A and Assembly Bill A.9277-A have been introduced in the NYS Senate and NYS Assembly respectively, each entitled “An act to amend the Tax Law, in relation to expenditures for Essex County correctional and public safety facilities projects; and 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 tax, in relation to extending the effectiveness thereof”; and

WHEREAS, the purpose of this legislation is to extend Essex County’s authorization 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, 2027, and to permit amounts of any such mortgages paid to the Recording Officer of Essex County after the deduction of necessary expenses to be paid to the Essex County Treasurer shall be deposited in the general fund of the County of Essex; 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 Senate Bill S.8583-A and Assembly Bill A.9277-A authorizing the County of Essex to continue to impose its additional mortgage recording tax and to extend its authority to impose the tax until December 1, 2027,

prospectively after the enactment of the law, keeping in mind that the Bill does not give the County authority to retroactively impose and collect this tax starting on December 1st, 2024; 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 presently continue to impose the additional mortgage recording tax after November 30, 2024 unless the State authorizes legislation and continues our authority after November 30, 2024, 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 it is hereby declared that a necessity exists for the enactment of this legislation in that Essex County does not have the power to enact such legislation by law; 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 Daniel Stec and Assemblyman Matthew Simpson.

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

AYES: 3768 votes
NOES: 0 votes
ABSENT: 123 votes (Wilson)



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Resolution No. 131

May 13, 2024
Special Board Meeting

**RESOLUTION CHANGING THE DATE OF THE JUNE REGULAR
BOARD MEETING FROM JUNE 3, 2024 TO JUNE 4, 2024**

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

BE IT RESOLVED that the Essex County Board of Supervisors hereby changes the date for the June 2024 Regular Meeting of this Board from Monday, June 3, 2024 to Tuesday, June 4th, 2024, in order to avoid a conflict with the AATV Annual Membership meeting on June 3, 2024.

This resolution was duly seconded by Supervisor Brassard, and adopted.