

Authorizing The Commissioner Of Finance To Accept Payment Of Back Taxes And Authorizing The Chairman To Convey County Owned Property To Original Owner

The Ways and Means Committee (Chairman Lomita and Legislators Cahill, Dart, Gregorius, Provenzano, Zimet, Cummings, Gerentine and Noonan) offers the following:

WHEREAS, a parcel of property identified as 28 Roberts Drive, Accord, Town of Rochester, County of Ulster, State of New York, SBL #68.19-1-36 (the "Parcel") was foreclosed on by the County of Ulster as a result of non-payment of taxes, and

WHEREAS, as a result of said foreclosure, Ulster County held title to said Parcel and the Parcel was listed for public auction on April 22, 2009, and

WHEREAS, said Parcel was removed from the April 22, 2009 auction list pursuant to a Court Order, and

WHEREAS, the owners of record prior to the foreclosure were Ronne Taylor and June Taylor, as husband and wife, and

WHEREAS, June Taylor has applied for a reverse mortgage and has received a commitment letter from M&T Bank, and

WHEREAS, when finalized, the funds from the reverse mortgage will allow the previous owners to pay the full amount due, after the three day rescission period has expired, which is \$11,413.90 if paid by June 30, 2009, in the form of a certified check, cashier's check, cash or money order, and to pay the recording fee for the deed in the amount of \$185.00, and

WHEREAS, the Ulster County Commissioner of Finance has requested permission to accept payment of the full amount of back taxes on the Parcel of real property acquired by the County by reason of non-payment of taxes, along with the recording fee, and

WHEREAS, if such amount is not paid to the Ulster County Commissioner of Finance at the time of closing on the reverse mortgage or by the end of the business day on Tuesday, June 30, 2009, whichever date earlier occurs, this resolution will be null and void and the deed back to the previous owners will be rescinded and destroyed, and

WHEREAS, the Ways and Means Committee has met and reviewed said request with a majority of members voting approval, now, therefore, be it

Resolution No. 172 June 10, 2009

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RESOLVED, that the Ulster County Commissioner of Finance is authorized to accept payment as above set forth with respect to the following:

<u>TOWN</u>	<u>PARCEL #</u>	<u>DEED TO</u>	<u>AMOUNT</u>
Rochester	48	Taylor, Ronne &	\$11,413.90
SBL#:68.19-1-36		Taylor, June	
		28 Roberts Drive	
		Accord, NY 12404	

and, be it further

RESOLVED, that if such amount is not paid to the Ulster County Commissioner of Finance at the time of closing on the reverse mortgage or by the end of the business day on Tuesday, June 30, 2009, whichever date earlier occurs, this resolution will be null and void and the deed back to the previous owners will be rescinded and destroyed, and, be it further

RESOLVED, that notwithstanding the foregoing, the County Attorney shall have full authority to extend or not extend this deadline if she deems it necessary and in the best interest of the County, and, be it further

RESOLVED, with respect to this Parcel, that the Chairman of the Ulster County Legislature is authorized and directed to make, execute and deliver to the County Attorney, a quitclaim deed conveying the interest of the County in said Parcel back to the previous owners, which quitclaim deed shall be held in escrow by the County Attorney until such time as the previous owners make payment in full as stated above, and which quitclaim deed shall contain the covenant that the said County of Ulster shall in no event be or become liable for any defects in title conveyed for any cause whatsoever, and that no claim or demand of any nature shall ever be made against the County of Ulster arising from such sale, conveyance, or any proceedings leading thereto,

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and moves its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 28 NOES: 0
(Absent: Legislators Aiello, Lomita, R.A. Parete,
Roberti and Sheeley)

FINANCIAL IMPACT
TOTAL UNPAID TAXES: \$11,413.90

0633

STATE OF NEW YORK
ss:
COUNTY OF ULSTER

This is to certify that I, the undersigned Clerk of the Legislature of the County of Ulster have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 10th Day of June, 2009, and that the same is a true and correct transcript of said resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the County of Ulster this 12th Day of June in the year Two Thousand and Nine.

/s/ Mary L. Carey
Mary L. Carey, Clerk
Ulster County Legislature

Submitted to the County Executive this
12th Day of June, 2009.

/s/ Mary L. Carey
Mary L. Carey, Clerk
Ulster County Legislature

Approved by the County Executive this
____ Day of June, 2009.

Michael P. Hein, County Executive