

**Requesting The New York State Legislature And The Governor To Pass State Legislation Pursuant To Section 253 Of The Tax Law That Would Permit The County Of Ulster To Adopt A Local Law To Impose, Collect And Retain A County Mortgage Recording Tax Of Twenty-Five Cents For Each Hundred Dollars On Real Property Mortgages For A Period Of Three Years**

The Budget Gap Committee (Co-Chairmen County Administrator Hein and Legislator Gregorius and Legislators Bartels, Lomita, Provenzano, Aiello, Fabiano and Harris) and the Ways and Means Committee (Chairman Lomita and Legislators Bartels, Berardi, Gregorius, Provenzano, Zimet, Cummings, Gerentine and Noonan) offer the following:

WHEREAS, increases in the costs of the services required to be provided make it necessary for Ulster County to acquire additional revenue for these services in order to partially avoid increases in property taxes, and

WHEREAS, the real property tax in Ulster County bears little relationship to one's ability to pay, penalizes the elderly, the retired, the unemployed, the widowed and the person who chooses to invest in his/her own home, and

RESOLVED, the New York State Legislature and Governor are requested to pass State Legislation pursuant to Section 253 of Tax Law that would permit the County of Ulster to adopt a local law to impose, collect and retain a new county mortgage recording tax of twenty-five cents for each hundred dollars by a mortgage on real property situated within the County of Ulster, and

FURTHER RESOLVED, that the state legislation further provide that after deduction by the recording officer and the County Treasurer of necessary expenses of their offices as provided in Section 262 of Tax Law, the balance of all monies collected pursuant to this legislation shall be retained by the County in the general fund of the County of Ulster for expenditure on any County purpose, and

FURTHER RESOLVED, that the state legislation further provide that each enactment of a local law may provide for the imposition of this mortgage tax for a period of time no longer than three years from the date of its enactment, and

FURTHER RESOLVED, that the Chairman of the Ulster County Legislature is hereby authorized to execute and submit a home rule request in accordance with this resolution to Governor George E. Pataki, Senate Majority Leader Joseph Bruno, Senate Minority Leader David A. Paterson, Assembly Speaker Sheldon Silver, Assembly Majority Leader Paul A. Tokasz, Assembly Minority Leader James N. Tedisco, New York State Senators John J. Bonacic and William J. Larkin, Jr., New York State Assemblymen Kevin A. Cahill, Clifford Crouch, Daniel Hooker and Thomas Kirwan,

Resolution No. 296 August 9, 2006

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and moves its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 23                      NOES: 9  
(NOES: Legislators Alfonso, Bartels, Cummings,  
Every, Gerentine, R.A. Parete, Noonan, Terpening  
and Zimet)  
(Absent: Legislator Felicello)

FINANCIAL IMPACT:

APPROXIMATELY \$3,500,000.00 ANNUALLY FOR THIRTY-SIX MONTHS  
APPROXIMATELY \$3,500,000.00 FOR ULSTER COUNTY YEAR 2007

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