



Daniel P. McCoy
County Executive

Maggie A. Alix
Director

COUNTY OF ALBANY
REAL PROPERTY TAX SERVICE AGENCY
112 State Street, Room 1340
ALBANY, NEW YORK 12207
OFFICE: (518) 487-5291
FAX: (518) 447-2503
www.albanycounty.com

July 28, 2020

Honorable Andrew Joyce, Chairman
Albany County Legislature
112 State Street, Rm 710
Albany, NY 12207

Re: Application for Refund of Real Property Taxes – Town of Bethlehem
12 Knights Way, Albany, NY 12203

Dear Chairman Joyce,

Laurie Lambertsen, Assessor for the Town of Bethlehem, submitted an Application for Refund of Real Property Taxes.

The aforementioned property had two owners, both of which were entitled to a veteran's exemption. When the property transferred to the sole current owner the assessor's office removed the wrong veteran's exemption. Due to clerical error, the system calculated the disabled veteran's exemption using the wrong rating. The property owner did not receive the full benefit of the exemption. The correct rating is 100%, the exemption is equal to 50% of the disability rating.

The tax bills is paid; therefore, I recommend a refund for \$624.33

Sincerely,

Maggie A. Alix

CC: Dennis Feeny, Majority Leader
Frank Mauriello, Minority Leader
Rebekah Kennedy, Majority Counsel
Minority Counsel



County of Albany

112 State Street
Albany, NY 12207

Legislation Text

File #: TMP-1808, **Version:** 1

REQUEST FOR LEGISLATIVE ACTION

Description (e.g., Contract Authorization for Information Services):

Authorization for Refund of Real Property Taxes - Town of Bethlehem

Date: 07/29/2020
Submitted By: Maggie A. Alix
Department: Real Property Tax Service Agency
Title: Director
Phone: 518-487-5291
Department Rep.
Attending Meeting: Maggie A. Alix

Purpose of Request:

- ☐ Adopting of Local Law
 - ☐ Amendment of Prior Legislation
 - ☐ Approval/Adoption of Plan/Procedure
 - ☐ Bond Approval
 - ☐ Budget Amendment
 - ☐ Contract Authorization
 - ☐ Countywide Services
 - ☐ Environmental Impact/SEQR
 - ☐ Home Rule Request
 - ☐ Property Conveyance
 - ☒ Other: (state if not listed)
- Bethlehem.

Authorization for refund of real property taxes in the Town of

CONCERNING BUDGET AMENDMENTS

Increase/decrease category (choose all that apply):

- ☐ Contractual
- ☐ Equipment
- ☐ Fringe
- ☐ Personnel

- ☐ Personnel Non-Individual
☐ Revenue

Increase Account/Line No.: Click or tap here to enter text.
Source of Funds: Click or tap here to enter text.
Title Change: Click or tap here to enter text.

CONCERNING CONTRACT AUTHORIZATIONS

Type of Contract:

- ☐ Change Order/Contract Amendment
☐ Purchase (Equipment/Supplies)
☐ Lease (Equipment/Supplies)
☐ Requirements
☐ Professional Services
☐ Education/Training
☐ Grant

Choose an item.

Submission Date Deadline Click or tap to enter a date.

- ☐ Settlement of a Claim
☐ Release of Liability
☐ Other: (state if not listed) Click or tap here to enter text.

Contract Terms/Conditions:

Party (Name/address):
Click or tap here to enter text.

Additional Parties (Names/addresses):
Click or tap here to enter text.

Amount/Raise Schedule/Fee: Click or tap here to enter text.
Scope of Services: Click or tap here to enter text.

Bond Res. No.: Click or tap here to enter text.
Date of Adoption: Click or tap here to enter text.

CONCERNING ALL REQUESTS

Mandated Program/Service: Yes ☐ No ☒
If Mandated Cite Authority: Click or tap here to enter text.

Is there a Fiscal Impact: Yes ☒ No ☐
Anticipated in Current Budget: Yes ☐ No ☒

County Budget Accounts:

Revenue Account and Line: Click or tap here to enter text.

Revenue Amount: Click or tap here to enter text.

Appropriation Account and Line: Click or tap here to enter text.

Appropriation Amount: Click or tap here to enter text.

Source of Funding - (Percentages)

Federal: Click or tap here to enter text.

State: Click or tap here to enter text.

County: Click or tap here to enter text.

Local: Click or tap here to enter text.

Term

Term: (Start and end date) Click or tap here to enter text.

Length of Contract: Click or tap here to enter text.

Impact on Pending Litigation

Yes ☐ No ☒

If yes, explain: Click or tap here to enter text.

Previous requests for Identical or Similar Action:

Resolution/Law Number: Click or tap here to enter text.

Date of Adoption: Click or tap here to enter text.

Justification: (state briefly why legislative action is requested)

Laurie Lambertsen, Assessor for the Town of Bethlehem, submitted an Application for Refund of Real Property Taxes.

The aforementioned property had two owners, both of which were entitled to a veteran's exemption. When the property transferred to the sole current owner the assessor's office removed the wrong veteran's exemption. Due to clerical error, the system calculated the disabled veteran's exemption using the wrong rating. The property owner did not receive the full benefit of the exemption. The correct rating is 100%, the exemption is equal to 50% of the disability rating.

The tax bills is paid; therefore, I recommend a refund for \$624.33

David Van Luyen
Town Supervisor

Laurie Lambertsen
Assessor

TOWN OF BETHLEHEM

Albany County - New York
ASSESSOR'S OFFICE
445 DELAWARE AVENUE
DELMAR, NEW YORK 12054
(518) 439-4955 x1101
Email: llambert@townofbethlehem.org



June 11, 2020

Maggie Alix, Director
Albany County Real Property Services
112 State Street, Room 1340
Albany, NY 12207

Re: Angelique Ochs
12 Knights Way
63.16-1-67

Dear Maggie:

Enclosed please find two (2) copies of form RP 556 and one (1) copy of the Town of Bethlehem tax bill and one (1) of the Guilderland CSD tax bill for the year 2019. Due to a clerical error, the Disabled Veterans Exemption for the above referenced property was calculated at the wrong rating. In addition, the Basic STAR exemption was removed. The correct amounts are as follows:

Town Tax Bill

Tax Year	Tax Amt of Current Bill	Tax Amt of Adjusted Bill	Overage Amt
2020	\$2,760.84	\$2,136.51	\$624.33

School Tax Bill

Tax Year	Tax Amt of Current Bill	Tax Amt of Adjusted Bill	Overage Amt
2019	\$5,286.79	\$4,367.23	\$919.56

These bills have been paid. Should you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

Laurie Lambertsen
Assessor

LL/dv



Department of Taxation and Finance
Office of Real Property Tax Services

Application for Refund or Credit of Real Property Taxes

RP-556
(12/19)

Part 1 – General information: To be completed in duplicate by the applicant.

Names of owners Angelique Ochs					
Mailing address of owners (number and street or PO box) 12 Knights Way			Location of property (street address) 12 Knights Way		
City, village, or post office Albany	State NY	ZIP code 12203	City, town, or village Albany	State NY	ZIP code 12203
Daytime contact number	Evening contact number		Tax map number of section/block/lot: Property identification (see tax bill or assessment roll) 63.16-1-67		
Account number (as appears on tax bill) 8890		Amount of taxes paid or payable \$2760.84		Date of payment 01/11/2020	
Reasons for requesting a refund or credit: Due to a clerical error, the Disabled Veterans Exemptions for the above referenced property was calculated at the wrong rating.					

I hereby request a refund or credit of real property taxes levied by Town of Bethlehem for the year(s) 2020
(County, city, village, etc.)

Signature of applicant <i>Laurie J. Lamberto</i>	Date 6/30/20
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Part 2 – To be completed by the County Director or Village Assessor. Attach a written report including documentation and recommendation. Specify the type of error and paragraph of subdivision 2, 3, or 7 of Section 550 under which the error falls.

Date application received 6/30/2020	Date warrant annexed 3/31/2020
Last day for collection of taxes without interest 11/31/2020	Recommendation Approve application* ☐ Deny application ☐
Signature of official <i>M. Adlip</i>	Date 7/20/2020

* If this application is approved, and the same error appears on a current assessment roll, send a copy of this form, including all attachments, to the assessor and board of assessment review. They must treat this application as a petition for the correction of that current roll (Form RP-553).

Part 3 – For use by the tax levying body or official designated by resolution _____ :
(insert number or date, if applicable)

Application approved (Mark an X in the applicable box):

Clerical error ☒ Error in essential fact ☐ Unlawful Entry ☐

Amount of taxes paid \$2,760.84	Amount of taxes due \$2,136.51	Amount of refund or credit \$624.33
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Application denied (reason): _____ _____
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Signature of chief executive officer or official designated by resolution	Date
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TOWN OF BETHLEHEM

2020 PROPERTY TAX BILL

*For Fiscal Year 01/01/2020 to 12/31/2020

* Warrant Date 12/31/2019

Bill No: 8890

Tax ID: 9112

MAKE CHECKS PAYABLE TO

Receiver of Taxes

PO Box 10698
Albany, NY 12201-2698
Phone: (518) 439-4955 Extension 1181



Ochs Angelique
12 Knights Way
ALBANY NY 12203

TO PAY IN PERSON

Bethlehem Town Hall
Key Bank, at Four Corners
Capital Bank, Slingerlands
National Bank of Coxsackie,
Glenmont

SWIS S/B/L Address & Legal Description

012200 63.16-1-67
Address: 12 KNIGHTS WAY
Muni: BETHLEHEM
School: GUILDERLAND CENTRAL-246
NYS Tax & Finance School District Code:
1 FAMILY RES Roll Sect: 1
Parcel Dimensions: 29.0900 X 239.9200
Bank Code: W1548

Estimated State Aid: CNTY 91,269,848
TOWN 1,895,333

PROPERTY TAXPAYER'S BILL OF RIGHTS

The assessor estimates the **Full Market Value** of this property as of **July 1, 2018** was: 327,895
The Total Assessed Value of this property is: 311,500
The **Uniform Percentage of Value** used to establish assessments in your municipality was: 095.00 %

If you feel your assessment is too high, you have the right to seek a reduction in the future. For further information, please ask your assessor for the booklet, "How to File a Complaint on Your Assessment". Please note that the period for filing complaints on the above assessment has passed.

Exemption	Value	Tax Purpose	Exemption	Value	Tax Purpose	Exemption	Value	Tax Purpose
EX WAR VET	34,200	CNTY/TWN	EX DIS VET	15,375	CNTY/TWN/SCH			

117,000

PROPERTY TAXES

Taxing Purpose	Total Tax Levy	% Change From Prior Year	Taxable Assessed Value or Units	Rates Per \$1000 Or Per Unit	Tax Amount
COUNTY PURPOSES	13,867,308	1.2	163,300	3.705728	605,159.88
GENERAL FUND TAX	3,395,963	4.7	261,725	.907531	145,202.37
HIGHWAY TAX	6,473,817	2.3	261,725	1.730051	280,245.80
WATER DISTRICT #1	2,329,788	16.1	311,500	.606719	188.99
SEWER EXT 14	208,744	15.3	311,500	.330487	102.95
ALBANY COUNTY EMS	1,206,356	13.8	311,500	.304886	94.97
DELMAR-BETHLEHEM EMS	157,297	16.3	311,500	.039754	12.38
ELMWOOD PARK FIRE DISTRICT	595,136	10.5	311,500	2.251538	701.35

2,136.51

PAYMENT SCHEDULE	Penalty / Int.	Amount	Total Due
Pay By: 1/31/2020	.00	2,760.84	2,760.84
3/02/2020	27.61	2,760.84	2,788.45
3/31/2020	55.23	2,760.84	2,816.07

TOTAL TAXES DUE: \$2,760.84

Apply For Third Party Notification By:
Taxes paid by

CA CH

012200 63.16-1-67
Town of: BETHLEHEM
School: GUILDERLAND CENTRAL-246
Property Address: 12 KNIGHTS WAY

TOWN OF BETHLEHEM
2020 PROPERTY TAX BILL
Receiver's Stub

Bill No.: 8890 Tax ID: 9112

Bank Code: W1548

Ochs Angelique
12 Knights Way
ALBANY NY 12203

Pay by:	1/31/2020	.00	2,760.84	2,760.84
	3/02/2020	27.61	2,760.84	2,788.45
	3/31/2020	55.23	2,760.84	2,816.07

Total Taxes Due: \$2,760.84

RECEIPTS CAN BE DOWNLOADED FROM WWW.TOWNOFBETHLEHEM.ORG

**RECEIVER STUB MUST BE INCLUDED WITH PAYMENT

000009112000002760847

File Edit View Toolbar Window Help



63.16-1-67

012200 Bethlehem

Active

R/S:1

School: Guilderland Cer

Ochs, Angelique

Roll Year: 2018 Prior Year

1 Family Res

Land AV: 71,900

12 Knights Way

Land Size: 0.30 acres

Total AV: 311,500

Parcel 63.16-1-67

- ☐ History
- ☒ Assessment
 - ☒ Exempt(s)
 - ☐ Spec Dist(s)
- ☐ Description
- ☐ Owner(s)
- ☐ Images
- ☐ Gis
- ☒ Site (1) Res
 - ☐ Land(s)
 - ☐ Bldg
 - ☐ Imprvmt(s)
 - ☐ Valuation
- ☒ Sale03/05/18
 - ☒ Site (1) Res
 - ☐ Land(s)
 - ☐ Bldg
 - ☐ Imprvmt(s)
 - ☐ Valuation
- ☒ Sale06/03/98
 - ☒ Site (1) Res
 - ☐ Land(s)
 - ☐ Bldg
 - ☐ Imprvmt(s)
 - ☐ Valuation

Total 5 Exemptions (Right Click to Add)

Exemption Code	Amount	Pct	Init Year	Term Year	Own Pct
41120 VETWAR CTS	36,000	15	1998		
41120 VETWAR CTS	36,000	15	1998		
41140 VETDIS CTS	120,000	100	1998		
41140 VETDIS CTS	15,575	10	1998		

Code: 41120 VETWAR CTS

Amount: 36,000

Percent: 15

Term Yr:

Init Year: 1998

Own Pct:

Misc:
Res Pct:
Eq Rate:
Spec Rate:

Exemption Amounts:

County:	36,000
Muni:	36,000
School:	12,000

Taxable Values:

County:	11
Muni:	11
School:	21
Schl after STAR:	21

Should have been removed

File Edit View Toolbar Window Help

Corrected.



63.16-1-67

012200 Bethlehem

Active

R/S:1

School: Guilderland Cel

Ochs Angelique

Roll Year: 2020 Curr Yr

1 Family Res

Land AV: 71,900

12 Knights Way

Land Size: 0.30 acres

Total AV: 311,500

Parcel 63.16-1-67

History

Assessment

Exempt(s)

Spec Dist(s)

Description

Owner(s)

Images

Gis

Site (1) Res

Land(s)

Bldg

Imprvmt(s)

Valuation

Sale03/05/18

Site (1) Res

Land(s)

Bldg

Imprvmt(s)

Valuation

Sale06/03/98

Site (1) Res

Land(s)

Bldg

Imprvmt(s)

Valuation

Total 3 Exemptions (Right Click to Add)

Exemption Code	Amount	Pct	Init Year	Term Year	Own Pct
41120 VETWAR CTS	34,200	15	1998		
41140 VETDIS CTS	114,000	100	1998		
41854 BAS STAR	28,500		1998		

Calc Sr. Exempts...

Code: 41854 BAS STAR

Amount: 28,500

Percent:

Term Yr:

Init Year: 1998

Dwn Pct:

Misc:

Res Pct:

Eq Rate:

Spec Rate:

Exemption Amounts:

County:

Muni:

School:

28,500

Taxable Values:

County:

Muni:

School:

Schl after STAR:

1163,300 11

1163,300 11

262,100 21

2:



APPLICATION FOR ALTERNATIVE VETERANS EXEMPTION FROM REAL PROPERTY TAXATION

*For combat
100% dis.
C*

(General information and instructions for completing this form are contained in Form RP-458-a-Ins)

1. Name and telephone no. of owner(s)

ANGELIQUE OHS

2. Mailing address of owner(s)

12 KNIGHTS WAY

Day No. (518) 435-9698

ALBANY, NY 12203

Evening No. ()

3. Location of property (see instructions)

Street address

Village (if any)

City/Town

Property identification (see tax bill or assessment roll)

Tax map number or section/block/lot

4. Is the owner a veteran who served in the active military, naval or air service of the United States? ☒ Yes ☐ No
If No, indicate the relationship of the owner to veteran who rendered such service: _____
If Yes, is the veteran also the unremarried surviving spouse of a veteran? ☐ Yes ☒ No

5. Indicate branch of veteran's service and dates of active service: USAR 11-24-91 TO MAY-21-92 *ob*
(Attach written evidence)

6. Was the veteran discharged or released from the active service under honorable conditions? ☒ Yes ☐ No
(Attach written evidence)

7. Did the veteran serve in a combat zone or combat theater? ☐ Yes ☒ No
If Yes, where did the veteran serve and when was such service performed? _____

(Attach written evidence)

8. Has the veteran received, or did the veteran receive prior to his/her death, a compensation rating from the United States Veterans' Administration or from the United States Department of Defense as a result of a service connected disability? ☒ Yes ☐ No

If Yes, what is (was) the veteran's compensation rating? 100 % (Attach written evidence showing the date such rate was established)

Is this rating permanent? ☒ Yes ☐ No

If No, did the veteran die in service of a service connected disability? ☐ Yes ☐ No (Attach written evidence)

9. Is this property the primary residence of the veteran or unremarried spouse of the veteran? ☒ Yes ☐ No
If No, is the veteran or unremarried surviving spouse of the veteran the owner of the property and absent from the property due to medical reasons or institutionalization? ☐ Yes ☐ No Explain: _____

10. Is the property used exclusively for residential purposes? ☒ Yes ☐ No

If No, describe the non-residential use of this property and state what portion is so used. _____

RP-458-a (1/95)

11. Date title to this property was acquired: JUNE 4TH 1998 (attach copy of deed)

12. Has the owner(s) ever received or is the owner(s) now receiving a veterans exemption based on eligible funds on property in New York State? Yes ☒ No

If yes, the amount of eligible funds used in the purchase was \$ _____

The location of the property was or is: _____ (same as in question 3) or

Street address: _____

Village of _____ City/Town of _____ School District _____

I (we) hereby certify that all statements made on this application are true and correct to the best of my (our) knowledge and belief and I (we) understand that any willful false statement made herein will subject me (us) to the penalties prescribed therefor in the Penal Law.

ALL OWNERS MUST SIGN APPLICATION

Christopher H. 12-10-98
Signature of owner(s) Date

Signature of owner(s) Date

SPACE BELOW FOR ASSESSOR'S USE ONLY

Alternative veterans exemption (RP-458-a)	Assessment	Period of war active service or expeditionary medal recipient (15% or ceiling Max.) approved <u>Yes</u> <u>No</u>	Combat zone service (including expeditionary medal) (10% or ceiling Max.) approved <u>Yes</u> <u>No</u>	Service connected disability rating (x50% or ceiling Max.) approved <u>Yes</u> <u>No</u>	Total
Village of					
Town/City of					
County of					

Assessor's signature

Date



DEPARTMENT OF VETERANS AFFAIRS

New York Regional Office
245 West Houston Street
New York NY 10014

FEB 11 1998

In Reply Refer To:

ANGELIQUE OCHS
OAKBROOK MANOR 17K
RAVENA NY 12143

Dear Mrs. Ochs:

We made a decision on your compensation claim.

What We Decided

We found the following disabilities are service connected. Here are the conditions and percentages of disability.

1. We found your chondromalacia patella left knee 0% disabling.
2. We found your loss of use of both upper extremities due to multiple sclerosis involvement 100% disabling.
3. We found your loss of use of both lower extremities due to multiple sclerosis involvement 100% disabling.
4. We found your impairment of rectal sphincter control due to multiple sclerosis involvement 60% disabling.
5. We found your impairment of urinary sphincter control due to multiple sclerosis involvement 60% disabling.
6. We found your optic neuritis due to multiple sclerosis involvement 60% disabling.
7. Entitlement to specially adapted housing is established.
8. Entitlement to automobile and adaptive equipment or for adaptive equipment only is established.

The percentages of your individual disabilities may not add up to your overall evaluation. We use a "combined rating table" to decide how disabled you are. The percentages in this table are set by regulation. Your overall or *combined* evaluation is 100%.

RESOLUTION NO. 323

AUTHORIZING THE REFUND OF REAL PROPERTY TAXES IN THE TOWN OF BETHLEHEM

Introduced: 9/14/20

By Audit and Finance Committee:

WHEREAS, This Legislative Body has received one application from the Director of the Real Property Tax Service Agency for refund of real property taxes, and

WHEREAS, The application has been investigated by the Director who recommends to this Honorable Body that the Tax Roll involved be corrected, and refund be made due to unlawful entry made pursuant to RPTL §556, now, therefore be it

RESOLVED, By the Albany County Legislature that the listed Tax Roll for the Town of Bethlehem be corrected and refund be made with respect to the following parcel of real property:

<u>APPLICANT</u>	<u>DESCRIPTION OF REAL PROPERTY AS SHOWN ON TAX ROLL OR BILL</u>	<u>AMOUNT</u>
Laura Lambertsen Assessor	12 Knights Way Tax Map No. 63.16-1-67 2020 Collection	\$624.33

and, be it further

RESOLVED, Said correction shall be in accordance with Form RP-556 as submitted with favorable recommendation by the Director in accordance with the provisions of the New York State Real Property Tax Law, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

DANIEL P. MCCOY
COUNTY EXECUTIVE



SHAWN A. THELEN
COMMISSIONER

COUNTY OF ALBANY
DEPARTMENT OF MANAGEMENT AND BUDGET
112 STATE STREET, SUITE 1200
ALBANY, NEW YORK 12207
OFFICE: (518) 447-5525
FAX: (518) 447-5589
www.albanycounty.com

M. DAVID REILLY
DEPUTY COMMISSIONER

July 23, 2020

Honorable Andrew Joyce
Chair, Albany County Legislature
112 State St., Rm. 710
Albany, NY 12207

Dear Chairman Joyce:

Pursuant to the "Albany County Disposition Plan" adopted per ABL Resolution # 29 of 2019, property withdrawn from tax foreclosure can be conditionally offered for sale by a Sealed Bid.

In this regard, the Department of Management and Budget conducted an online sealed bid process through the county website from the period beginning June 15, 2020 and ending July 15, 2020 at noon. This site allowed prospective bidders to view property information through individual "property folders" and were given the ability to place a bid online for the properties offered. Property known as 4 Line Road located in the Town of Knox was listed as part of this process.

Legislative authorization is requested to approve the conveyance of 4 Line Road to the sole bidder Mr. John A. Wright III. The submission made by Mr. Wright indicates his ownership of this property will be a benefit to the community stemming from his proposed use

If you have any questions regarding this request I can make myself available at your earliest convenience. Thank you for your consideration.

Sincerely Yours,

Shawn A. Thelen

cc:

Hon. Dennis Feeney, Majority Leader
Hon. Frank Mauriello, Minority Leader
Majority Counsel
Minority Counsel



Legislation Text

File #: TMP-1813, **Version:** 1

REQUEST FOR LEGISLATIVE ACTION

Description (e.g., Contract Authorization for Information Services):

Requesting Legislative Authority to Convey Property

Click or tap here to enter text.

Requesting Legislative Action to convey property located in the Town of Knox 4 Line Road per the Sealed Bid Process conducted June15 through July 15, 2020

Date:	July 30, 3030
Submitted By:	Shawn Thelen
Department:	Management and Budget
Title:	Commissioner
Phone:	518-447-7040
Department Rep.	Anthony DiLella
Attending Meeting:	David Reilly/Michael Mc Laughlin

Purpose of Request:

- ☐ Adopting of Local Law
- ☐ Amendment of Prior Legislation
- ☐ Approval/Adoption of Plan/Procedure
- ☐ Bond Approval
- ☐ Budget Amendment
- ☐ Contract Authorization
- ☐ Countywide Services
- ☐ Environmental Impact/SEQR
- ☐ Home Rule Request
- ☒ Property Conveyance
- ☐ Other: (state if not listed) Click or tap here to enter text.

CONCERNING BUDGET AMENDMENTS

Increase/decrease category (choose all that apply):

- ☐ Contractual
- ☐ Equipment

- ☐ Fringe
- ☐ Personnel
- ☐ Personnel Non-Individual
- ☐ Revenue

Increase Account/Line No.: Click or tap here to enter text.
Source of Funds: Click or tap here to enter text.
Title Change: Click or tap here to enter text.

CONCERNING CONTRACT AUTHORIZATIONS

Type of Contract:

- ☐ Change Order/Contract Amendment
- ☐ Purchase (Equipment/Supplies)
- ☐ Lease (Equipment/Supplies)
- ☐ Requirements
- ☐ Professional Services
- ☐ Education/Training
- ☐ Grant

Choose an item.

Submission Date Deadline Click or tap to enter a date.

- ☐ Settlement of a Claim
- ☐ Release of Liability
- ☐ Other: (state if not listed) Click or tap here to enter text.

Contract Terms/Conditions:

Party (Name/address):
Click or tap here to enter text.

Additional Parties (Names/addresses):
Click or tap here to enter text.

Amount/Raise Schedule/Fee: Click or tap here to enter text.
Scope of Services: Click or tap here to enter text.

Bond Res. No.: Click or tap here to enter text.
Date of Adoption: Click or tap here to enter text.

CONCERNING ALL REQUESTS

Mandated Program/Service: Yes ☐ No ☐
If Mandated Cite Authority: Click or tap here to enter text.

Is there a Fiscal Impact: Yes ☐ No ☐Anticipated in Current Budget: Yes ☐ No ☐County Budget Accounts:

Revenue Account and Line: Click or tap here to enter text.

Revenue Amount: Click or tap here to enter text.

Appropriation Account and Line: Click or tap here to enter text.

Appropriation Amount: Click or tap here to enter text.

Source of Funding - (Percentages)

Federal: Click or tap here to enter text.

State: Click or tap here to enter text.

County: Click or tap here to enter text.

Local: Click or tap here to enter text.

Term

Term: (Start and end date) Click or tap here to enter text.

Length of Contract: Click or tap here to enter text.

Impact on Pending LitigationYes ☐ No ☐

If yes, explain: Click or tap here to enter text.

Previous requests for Identical or Similar Action:

Resolution/Law Number: 551

Date of Adoption: 12/5/2019

Justification: (state briefly why legislative action is requested)

Properties are withdrawn from tax foreclosure as there exists a significant risk that the County of Albany might be exposed to a liability substantially in excess of the amount that could be recovered by foreclosing the tax lien.

Pursuant to ABL resolution No 29 of 2019 the Albany County Disposition Plan, properties “withdrawn” from a foreclosure proceeding can be offered for sale through a sealed bid process with the sale price criteria being “an amount which reflects the benefit to the community stemming from the proposed use of the property”. In this regard the Department of Management and Budget through the county website offered properties online through a sealed bid process which was conducted from June 15th until July 15, 2020. This process was governed by the “Terms and Conditions” as written by the Albany County Department of Law.

Authorization is requested to convey property located in the Town of Knox, 4 Line Road, Tax Map No. 78.-1-17 to John A Wright III, 11 Stevens Road, Berne NY, 12043 for \$4,102. Mr. Wright was the sole bidder on this property and his submission indicates a detailed plan to rehabilitate this multiyear tax delinquent property which intern will benefit the community.

Mr. Wright has deposited the full amount of the bid offered \$4,102 by certified funds with the Albany County Division of Finance.

The following shall be the responsibility of John A Wright III:

Any and all closing costs. All prior water, sewer and municipal charges not in the collection process of the Albany County Division of Finance as of the date of the property closing. Real estate taxes (Property, School Taxes) billed on and after January 1, 2021.



DANIEL P. MCCOY
COUNTY EXECUTIVE

SHAWN A. THELEN
COMMISSIONER

M. DAVID REILLY
DEPUTY COMMISSIONER

COUNTY OF ALBANY
DEPARTMENT OF MANAGEMENT AND BUDGET

TERMS AND CONDITIONS OF SEALED BID PROPERTY SALES

A. Bidding Process and Procedure

1. All bids shall be sealed with collusive bidding being prohibited.
2. All bids shall be submitted and processed online using the electronic Bid Submission Form.
3. A bidder is permitted to submit only one bid per property being offered for sale.
4. All sections of the Bid Submission Form shall be completed and the bid submitted together with all required back-up materials within the allowable timeframe for bidding indicated on the "Sealed Auction Bids" page of the Albany County website:
albanycounty.com/sealedbids.
5. The length of time a Sealed Bid shall be required to remain open will be indicated on the Bid Submission Form and will also be indicated on the website.

B. Bidder Eligibility and Implied Representations.

1. A prospective bidder is ineligible to bid if:
 - a) The bidder has failed to satisfactorily comply with any material representation made to Albany County with respect to the bidder's plans for the use, rehabilitation or economic development of any property previously purchased by the bidder from Albany County.
 - b) The bidder or the bidder's immediate family member(s), or anyone bidding on the bidder's behalf is/are the tax delinquent owner(s) or former owner(s) of any property located within Albany County
 - c) The bidder has lost title to property to Albany County because of delinquent tax foreclosure within the preceding 24 months.
 - d) The bidder has an unresolved Building Construction and Fire Safety Code violation in connection with other properties located within Albany County.

C. Terms of Sale Relating to Condition of Sealed Bid Properties

1. All sales are subject to non-reviewable discretionary approval of the County Executive and the Albany County Legislature, which approvals may be denied for any reason.
2. All properties offered for sale through the Sealed Bid process are sold without recourse in "where is" and "as is" condition as per its assessment roll description at the time it was foreclosed upon by Albany County with no representations or warranties of any kind made regarding the property's actual location, physical condition, title or legally permissible use.

C. Terms of Sale Relating to Condition of Sealed Bid Properties (continued from previous page)

3. Albany County shall not be liable for any conditions known or unknown on these properties, and the selected bidder shall be required to execute a release, hold harmless, and indemnification agreement in this regard at the closing on the sale thereof.
4. Properties offered for sale through the Sealed Bid process shall be sold with disclosure of the reasons for its withdrawal for either its appraised value, outstanding delinquent tax liability (inclusive of interest, penalties and legal charges) prior to its foreclosure, or an amount which in the sole non-reviewable discretionary opinion of Albany County reflects the best benefit to the community as a whole stemming from its proposed use.
5. A signed statement by the selected bidder will be required at the time of sale acknowledging bidder's receipt of full disclosure regarding the condition of the property offered for sale in so far as known to Albany County.
6. Deed title to the property will be transferred directly to the selected bidder pursuant to assignment without recourse.

D. Bidder's Due Diligence Requirements with Respect to Sealed Bid Properties

1. The bidder assumes all responsibility to investigate the physical condition of the property or of any structures or improvements located thereon.
2. By making a bid bidder certifies the bidder has made an on-site inspection of the property and has reviewed the online folder containing all information known to Albany County concerning the property available on the Albany County web page [Sealed Auction Bids \(albanycounty.com/sealedbids\)](http://albanycounty.com/sealedbids).

E. Bid Payment Process and Procedure.

Upon notification, the bidder chosen by the Commissioner of Management and Budget or his assignees shall immediately deposit the full bid amount with the Albany County Division of Finance, 112 State Street, Room 1340, Albany, New York 12207 either by certified mail or in person. Checks are to be made payable to Albany County Department of Management and Budget. No request for conveyance will be forwarded to the Albany County Legislature unless these funds are received. Upon Legislative approval, the approved bidder shall be responsible for all closing costs.

F. Sale Closing and Property Conveyance Process and Procedure

1. The selected bidder shall provide the information necessary to complete the required forms and documents for recording the Deed from the County of Albany in the Albany County Clerk's Office.
2. All real estate taxes not in the collection process of the Albany County Division of Finance at the date of closing are the responsibility of the selected bidder to pay.
3. All past due water bills not in the collection process of the Albany County Division of Finance at the date of closing are the responsibility of the selected bidder to pay.
4. All municipal charges or fees not in the collection process of the Albany County Division of Finance at the date of closing are the responsibility of the selected bidder to pay.
5. All recording fees shall be the responsibility of the selected bidder.

DiLella, Anthony

From: John Wright <gtajw@yahoo.com>
Sent: Friday, July 10, 2020 1:50 PM
To: sealedbid
Subject: J Wright bid , 4 line rd know ny
Attachments: Application4LineRoa.pdf

Thanks any questions please feel free to email me or call me especially if something is incorrect thank you

Sent from my iPhone

BIDDER INFORMATION - CONTACT AND DEED INFORMATION

*Bidder Name: John a Wright III

*As it will appear on County deed

Address: 11 Stevens rd Berne ny 12023

Phone: 518-764-2622

Email: Gtjw@yahoo.com

Preferred method of contact: ☒ Phone ☒ Email

TYPE OF ENTITY

☒ Individual

☐ Corporation

Incorporated in what state: _____ Date incorporated: _____

Authorized to do business in New York State? ☐ Yes ☐ No

☐ Partnership

Indicate type of partnership: _____

Number of general partners: _____ Number of limited partners: _____

☐ Not-for-profit

Incorporated in what state: _____ Date incorporated: _____

☐ Limited Liability Company

Formed in what state: _____ Date incorporated: _____

Authorized to do business in New York State? ☐ Yes ☒ No

☐ Sole Proprietorship

Name of Sole Proprietor: _____

PROPERTY INFORMATION AND BID AMOUNT OFFERED

COUNTY USE ONLY

PROPERTY INFORMATION

Property Address: 4 LINE ROAD

Municipality: TOWN OF KNOX

Tax map No: 78.-1-17

Description: MANUFACTURED HOUSING

Reason for Withdrawal from Foreclosure:

Environmental Concerns

"If the tax district were to acquire the parcel, there is a significant risk that it might be exposed to a liability substantially in excess of the amount that could be recovered by enforcing the tax lien."

Disposition plan excerpt being invoked:

An amount which reflects the benefit to the community stemming from the proposed use of the property.

Amount offered by bidder: \$ 4,102.00

REASON FOR BIDDING ON PROPERTY

COMPLETE THIS SECTION IF YOU ARE SEEKING TO PURCHASE A BUILDING

- | | |
|--|---|
| ☒ Renovate | ☐ Occupy as owner occupant (use as primary residence) |
| ☒ Rehabilitate | ☐ Occupy this property as a rental |
| ☐ Occupy/operate As Is | ☐ Redevelop and re-sell |
| ☒ Demolish/deconstruct | ☒ Other <u>Would like to rebuild and clean up and pass down to my son at some point</u> |
| ☐ New construction | |

COMPLETE THIS SECTION IF YOU ARE SEEKING TO PURCHASE A LOT

- ☐ New Construction
- ☐ Property Improvements (example: fencing, landscaping, garden/green space)
- ☐ Other _____

COMPLETE THIS SECTION IF YOU ARE SEEKING TO PURCHASE A SIDE-LOT*

- | | |
|--------------------------------------|--------------------------------------|
| ☐ Fence | ☐ Deck/Patio |
| ☐ Landscaping | ☐ Garage |
| ☐ Driveway | ☐ Other _____ |

Note: Bidders are responsible for verifying their respective property plan is compliant with local zoning. If the property plan does not comply with current zoning or land use laws, additional approvals may be required and are the sole responsibility of the bidder. Contact the appropriate municipality to find out more information.

Use the below space or attach additional sheets to indicate how your ownership and development of this property will benefit the community (attach additional supporting material as needed):

If I am selected bidder, I would have all debris/garbage and yard cleaned up within 30 days of Taking possession. I would immediately start making appropriate changes and rehabilitate the Landscape, structure to make a nice clean appealing yard and home. I'm on a Zoning board, and I am fully aware of the zoning ordinances and violations that this place potentially faces..I am eager To start the rehabilitation process and renovations to make a nice clean environment.. This place has been an eye sore for many years and it will all change if I become the new owner Please consider accepting my bid as I am eager to make this a beautiful place, not a eye sore ! My future plans after rehabilitation is to pass this down to my son.

Thank you for your consideration :)John Wright

GENERAL COST ESTIMATE

Complete this section if bidding on a BUILDING

Estimated MATERIAL Cost: \$ 15000 Estimated LABOR Cost: \$ 2500

Total: \$ 17500

Complete this section if bidding on a VACANT LOT

Estimated MATERIAL Cost: \$ Estimated LABOR Cost: \$

Total: \$ 0

Explanation of costs:

Cost to be determined .. was not able to fully inspect interior of structure.

Estimate of 15,000 for demolition services of structure if it's not salvageable..

PROPERTY OWNERSHIP HISTORY

If you answer YES to any of these questions, attach an explanation. Please provide complete, accurate and current information. Please be advised information provided will be independently verified.

THIS INFORMATION APPLIES TO ALL MEMBERS, PARTNERS AND SHAREHOLDERS

Do you own any properties in Albany County?

(attach a list with addresses, property type and year acquired)

☒ Yes ☐ No

Does any property you own currently have code violations?

☐ Yes ☒ No

Are you an owner of tax delinquent property?

☐ Yes ☒ No

Have you filed for bankruptcy within the past 7 years?

☐ Yes ☒ No

Have you owned property foreclosed on for tax-delinquency?

☐ Yes ☒ No

Have you or a family member previously owned the property for which you are applying?

☐ Yes ☒ No

BIDDER CERTIFICATION (PLEASE READ CAREFULLY BEFORE SIGNING)

I HEREBY CERTIFY THAT:

1. I understand that by submitting a bid on the listed parcel, I am accepting the terms and conditions stated in the Albany County Disposition Plan adopted by Albany County Legislative Resolution No. 29 of 2019 "Properties which will be discretionally conveyed by the County to individuals or entities for economic development purposes" section B and all terms and conditions for the Sealed Bid process.
2. I also understand that all properties offered though the "Sealed Bid" process by Albany County are sold in "as is" condition and no warranties are made regarding property condition. The bidder assumes all responsibility to investigate, and if necessary, repair the physical condition of the properties or of any structures or improvements located on any of the properties
3. I have reviewed the online folder with information concerning this property listed on the Albany County website page www.albanycounty.com/sealedbids.
4. I understand that the Albany County Executive or the Albany County Legislature may decline my offer to acquire this property for any reason.
5. If I am the approved Bidder, upon notification I will immediately deposit the full purchase price via certified funds with the Albany County Division of Finance either by certified mail or in person as without this deposit my bid will not be forwarded to the Albany County Legislature for review.
6. I understand that all real estate taxes, past due water bills and municipal charges not in the collection of Albany County at the date of closing are my responsibly to pay. I also understand that any and all closing costs are also my responsibility.

BY ENTERING YOUR NAME(S) BELOW, YOU CERTIFY THAT YOU HAVE READ, UNDERSTAND AND AGREE TO BE BOUND BY ALL TERMS CONTAINED HEREIN AND YOU FURTHER CERTIFY THAT ALL OF THE STATEMENTS SET FORTH BY YOU IN THIS DOCUMENT ARE COMPLETE AND TRUE.

John a Wright III
Applicant Name (Print)

Signature

Date

Co-Applicant Name (Print)

Signature

Date

THIS ENTIRE FORM MUST BE SUBMITTED BY EMAIL TO SEALEDID@ALBANYCOUNTYNY.GOV
BY THE FOLLOWING DATE: July 15, 2020 12 Noon



DEPARTMENT OF MANGEMENT AND BUDGET

SEALED BID - BIDDER REVIEW- Bidding Session-July 15, 2020

PROPERTY BID ON INFORMATION

Municipality -Knox

Address of Property -4 Line Road

Tax Map Number-78.-1-17

Property Description-Manufactured Housing (Mobile Home)

BIDDER NAME AND PROPERTIES OWNED BY BIDDER

Bidder-John A. Wright III

Town of Knox -11 Stevens Road

CODE ENFORCEMENT INFORMATION

No outstanding violations-Verified with Town of Knox Code Enforcement officer 7/24/20

DELINQUENT TAX INFORMATION

No delinquent taxes-Verified with Albany County Tax Records Supervisor 7/24/20

COUNTY FORECLOSURE INFORMATION

Not Applicable as properties were never delinquent

Signed-----

ANTHONY DILELLA

Property Manager

DATE-----

7/25/20



DANIEL P. MCCOY
COUNTY EXECUTIVE

COUNTY OF ALBANY
OFFICE OF THE EXECUTIVE
112 STATE STREET, ROOM 1200
ALBANY, NEW YORK 12207-2021
(518) 447-7040 - FAX (518) 447-5589
WWW.ALBANYCOUNTY.COM

DANIEL C. LYNCH, ESQ
DEPUTY COUNTY EXECUTIVE

June 4, 2020

Vasilios Lefkaditis
Supervisor
Town of Knox
2192 Berne-Altamont Road
Knox, NY 12107

Supervisor Lefkaditis,

Pursuant to the Albany County Property Disposition Plan, I am contacting you to make you aware we are undertaking a sealed bid auction to dispense of the property located at 4 Line Road in the Town of Knox. Provided an appropriate bid is received, and that bid gains passage in the County Legislature, we will convey tax map parcel 78.-1-17 to a private entity.

We view this transaction as beneficial to both County and Town residents since it will put a potentially environmentally problematic and tax delinquent property back into productive use. Please let us know if you know of any potential issues that might arise with such a transfer or if the City of Albany has any objection.

Best,

Mike McLaughlin
Director of Policy and Research

CERTIFICATE OF WITHDRAWAL

(Real Property Tax Law, §1138 (subds.1, 2 and 3))

INDEX NO. 6159-13

TO THE ALBANY COUNTY CLERK:

PLEASE TAKE NOTICE that the following parcel of real property included on the List of Delinquent Taxes for the "In Rem" delinquent tax lien foreclosure proceeding filed by the County of Albany, New York, Tax District in your Office under the above Index No. on November 21, 2013 covering the Town of Knox in Albany County:

PARCEL No. 6159-13-000050

OWNER(S) Charlene M Meisner

ADDRESS 4 Linc Rd

Town of Knox

TAX MAP No. 07800000/017000000

is hereby **WITHDRAWN** from said foreclosure proceeding by me for one or more of the following reasons (check all that apply):

☐ There is reason to believe that there may be a legal impediment to the enforcement of the tax lien(s) affecting said parcel.

☐ The tax lien(s) on said parcel has/have been canceled or is/are subject to cancellation pursuant to section 558 of the Real Property Tax Law.

☐ The enforcement of the tax lien(s) on said parcel has/have been stayed by the filing of a petition pursuant to the Bankruptcy Code of 1978 (Title 11 of the United States Code).

☒ If the Tax District were to acquire said parcel, there is a significant risk that it might be exposed to a liability substantially in excess of the amount that could be recovered by enforcing said tax lien(s).

_____ The owner of said parcel has entered into an agreement to pay said tax lien(s) in installments pursuant to section 1184 of the Real Property Tax Law and has not defaulted thereon.

_____ Said parcel was included in the Petition for Foreclosure in said proceeding, but it has since been demonstrated to my satisfaction as Enforcing Officer that said parcel is residential or farm property, and as such, said parcel is not yet subject to inclusion in such a Petition.

The facts which render said parcel eligible for withdrawal from said proceeding are as follows: _____

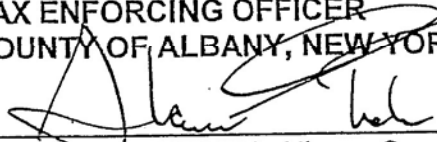
Possible Environmental Issues

PLEASE TAKE FURTHER NOTICE that pursuant to Real Property Tax Law, §1138 (sub. 2 (b) you are therefore required and directed to upon the filing of this Certificate of Withdrawal in your Office enter on said List of Delinquent Taxes the word "withdrawn" and the date of such filing opposite the description of said parcel.

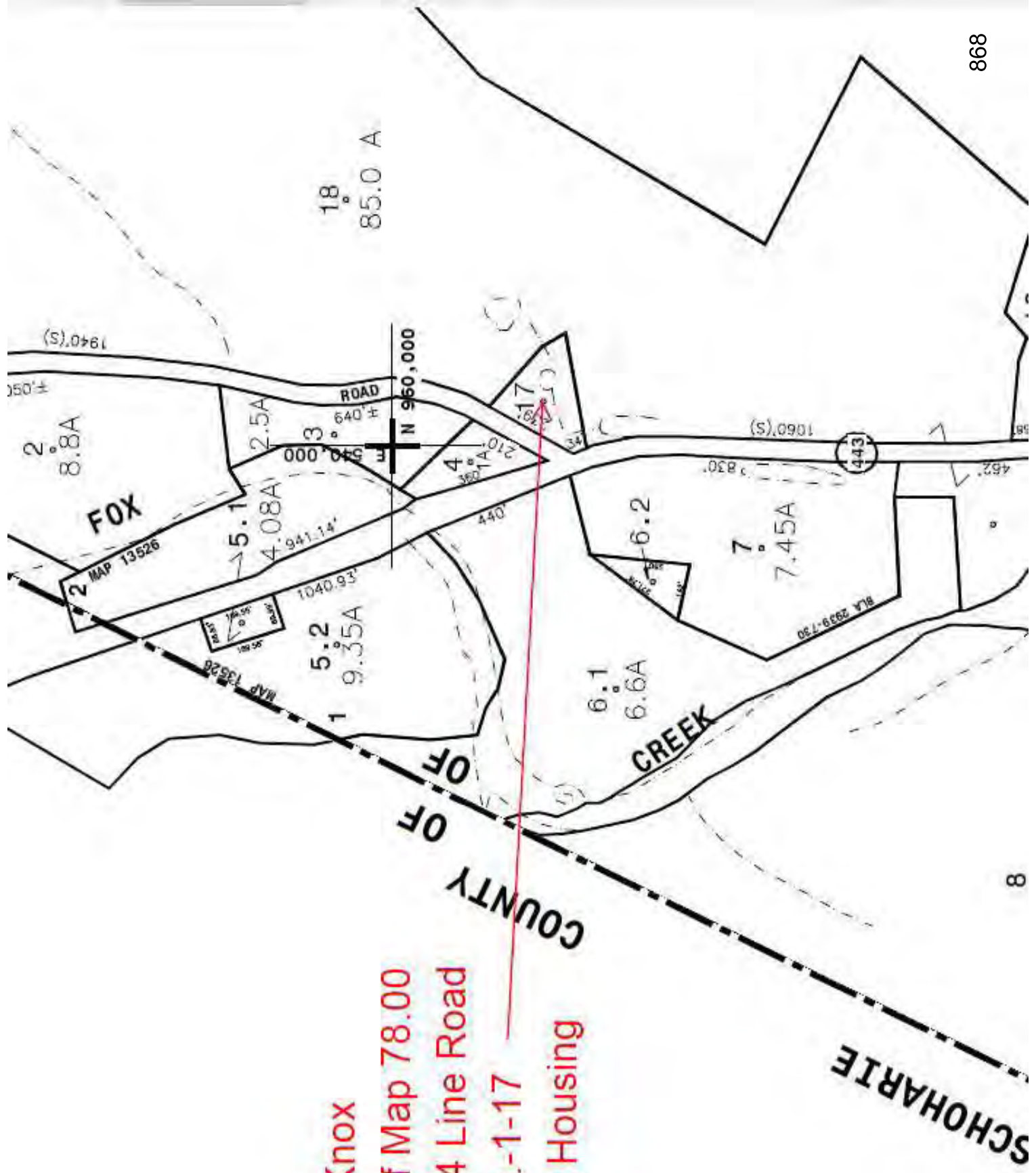
PLEASE TAKE FURTHER NOTICE that pursuant to Real Property Tax Law, §1138 (subd. 3) the filing of this Certificate of Withdrawal has no effect upon the delinquent real property tax lien(s) against said parcel, or upon the notice of pendency of said proceeding as to said parcel, unless such lien(s) are canceled and, if said lien(s) are not canceled, said proceeding may be reinstated against said parcel.

DATED: 11/15/17, 2017

TAX ENFORCING OFFICER
COUNTY OF ALBANY, NEW YORK, TAX DISTRICT


SHAWN A. THELEN, Albany County
Commissioner of Management and Budget

Town of Knox
Section of Map 78.00
Showing 4 Line Road
Parcel 78.-1-17
270 - Mfg Housing



07/16/2020 09:55
cmurray

COUNTY OF ALBANY
Real Estate Tax Statement

P 1
txtaxstm

PARCEL: 07800000010170000000

LOCATION: 4 LINE RD

OWNER:

MEISNER CHARLDINE M
2 B MEYER RD
HALFMOON NY 12056-2403

STATUS:

TOTAL ACRES 1.000
DEFERRED ACRES .000
LAND VALUATION 39,100
BUILDING VALUATION 0
EXEMPTIONS 0
TAXABLE VALUATION 39,100
INTEREST PER DIEM 9,160.55

LEGAL DESCRIPTION:

DEED DATE:

BOOK/PAGE:

INTEREST DATE: 07/31/2020

YEAR INST	TYPE CHARGE	BILL	BILLED	PRIN DUE	INT DUE	TOTAL DUE
2020	RE-9	1220				
1	KNOX TAXES		1,893.63	1,893.63	113.62	2,007.25
			1,893.63	1,893.63	113.62	2,007.25
2019	RE-9	118				
1	KNOX TAXES		1,912.93	1,912.93	344.33	2,257.26
			1,912.93	1,912.93	344.33	2,257.26
2018	RE-9	257				
1	KNOX TAXES		1,861.81	1,861.81	558.54	2,420.35
	MAILING CH		1.00	1.00	.00	1.00
	LEGAL CHAR		225.00	225.00	.00	225.00
			2,087.81	2,087.81	558.54	2,646.35
			2,087.81	2,087.81	558.54	2,646.35
2017	LIEN	266				
1	KNOX TL		1,825.67	1,825.67	766.78	2,592.45
	LEGAL CHAR		225.00	225.00	.00	225.00
			2,050.67	2,050.67	766.78	2,817.45
			2,050.67	2,050.67	766.78	2,817.45
2016	LIEN	584				
1	KNOX TL		1,826.09	1,826.09	986.09	2,812.18
	LEGAL CHAR		150.00	150.00	.00	150.00
			1,976.09	1,976.09	986.09	2,962.18

07/16/2020 09:55
cmurray

COUNTY OF ALBANY
Real Estate Tax Statement

P 2
txtaxstm

YEAR INST	TYPE CHARGE	BILL	BILLED	PRIN DUE	INT DUE	TOTAL DUE
			1,976.09	1,976.09	986.09	2,962.18
2015	LIEN	241				
1	KNOX TL		1,830.57	1,830.57	1,208.18	3,038.75
	LEGAL CHAR		150.00	150.00	.00	150.00
			1,980.57	1,980.57	1,208.18	3,188.75
			1,980.57	1,980.57	1,208.18	3,188.75
2014	LIEN	87				
1	KNOX TL		1,857.83	1,857.83	1,449.11	3,306.94
	LEGAL CHAR		150.00	150.00	.00	150.00
			2,007.83	2,007.83	1,449.11	3,456.94
			2,007.83	2,007.83	1,449.11	3,456.94
2013	LIEN	268				
1	KNOX TL		1,874.99	1,874.99	1,687.49	3,562.48
	LEGAL CHAR		150.00	150.00	.00	150.00
	MAIL CHARG		1.00	1.00	.00	1.00
	TITLE SEAR		290.00	290.00	.00	290.00
			2,315.99	2,315.99	1,687.49	4,003.48
			2,315.99	2,315.99	1,687.49	4,003.48
2012	LIEN	148				
1	KNOX TL		1,842.31	1,842.31	1,879.16	3,721.47
	LEGAL CHAR		150.00	150.00	.00	150.00
	TITLE SEAR		195.00	195.00	.00	195.00
	MAIL CHARG		27.00	27.00	.00	27.00
			2,214.31	2,214.31	1,879.16	4,093.47
			2,214.31	2,214.31	1,879.16	4,093.47
GRAND TOTALS			18,439.83	18,439.83	8,993.30	27,433.13

PARTIAL PAYMENTS ARE NOT ACCEPTED WITHOUT AN INSTALLMENT AGREEMENT

07/16/2020 09:55
 cmurray

COUNTY OF ALBANY
 Real Estate Tax Statement

P 3
 txtaxstm

YEAR TYPE	BILL				
INST CHARGE		BILLED	PRIN DUE	INT DUE	TOTAL DUE

IF ANY PARCEL REMAINS SUBJECT TO ONE OR MORE DELINQUENT TAX LIENS,
 THE PAYMENT YOU HAVE MADE WILL NOT POSTPONE THE ENFORCEMENT OF THE
 OUTSTANDING LIEN OR LIENS. CONTINUED FAILURE TO PAY THE ENTIRE
 AMOUNT OWED WILL RESULT IN THE LOSS OF THE PROPERTY(IES).

PAYMENT MADE TO:

ALBANY COUNTY DIVISION OF FINANCE
 112 STATE ST. ROOM 1340
 ALBANY, NY 12207
 TEL: 447-7082

\$35.00 WILL BE CHARGED FOR ANY RETURNED CHECK
 INTEREST WILL INCREASE ON THE 1ST OF THE MONTH

LEGAL NOTICE

In accordance with Albany County Legislative Resolution No. 29 of 2019 which states notice shall be given for any property that will be considered for transfer by the Albany County Legislature for economic development purposes, pursuant to said resolution, notice is hereby given that property located in the Town of Knox, 4 Line Road, tax map No. 78.-1-17 will be given consideration by the Albany County Legislature for transfer.

**ALBANY COUNTY DEPARTMENT
OF MANAGEMENT AND BUDGET**

Dated: March 10, 2020

Albany, New York

EV 3/12, 3/19/20

TIMES UNION

timesunion.com

Order Confirmation

Ad Order Number 0004102382	Customer Account 040365006
Sales Rep. bernarr	Customer Information ALBANY COUNTY DEPT OF FINANC 112 STATE ST ALBANY NY 122072019 USA
Order Taker bernarr	
Ordered By ANTHONY DILELLA	Phone: 5184477074
Order Source Phone	Fax: Email: Jeff.Neal@albanycountyny.gov

Ad Content Proof

Note: Ad size does not reflect actual ad

LEGAL NOTICE

In accordance with Albany County Legislative Resolution No. 29 of 2019 which states notice shall be given for any property that will be considered for transfer by the Albany County Legislature for economic development purposes, pursuant to said resolution, notice is hereby given that property located in the Town of Knox, 4 Line Road, tax map No. 78.-1-17 will be given consideration by the Albany County Legislature for transfer.

ALBANY COUNTY DEPARTMENT OF MANAGEMENT AND BUDGET

Dated: March 10, 2020

Albany, New York

TU5t 4102382

Ad Cost

\$122.04

Payment Amt

\$0.00

Amount Due

\$122.04

Blind Box

Materials

Invoice Text

Legislative Resolution No. 29 of 2019

Ad Number

0004102382-01

External Ad

Ad Size

2 X 18 li

Pick Up Number

0004085646

Ad Type

120 Legal Liner

PO Number

Color

\$0.00

Color Requests

Product and Zone

Times Union, Full

Inserts

5

Placement

Legals

Note: Retail Display Ads May Not End in Identified Placement

Run Dates

3/ 9/2020, 3/10/2020, 3/11/2020, 3/12/2020, 3/13/2020

Product and Zone

timesunion.com, Full

Inserts

5

Placement

Legals

Note: Retail Display Ads May Not End in Identified Placement

Run Dates

3/ 9/2020, 3/10/2020, 3/11/2020, 3/12/2020, 3/13/2020

COUNTY OF ALBANY
DIVISION OF FINANCE

DEPOSIT TRANSMITTAL

Division of Finance, Cash Receipts, 112 State Street, Suite 117, Albany, New York 12207

Office: (518) 447-7070, Fax: (518) 447-5516

PLEASE PRINT OR TYPE INFORMATION

DEPARTMENT: Law

ADDRESS:

Total Number of Checks: 1

Total Amount of Checks: \$4,102.00

Total Amount of Cash: \$0.00

Total Deposit: \$4,102.00

[illegible]

THIS DOCUMENT HAS A TRUE WATERMARK. THE FRONT OF THE DOCUMENT HAS A MICRO-PRINT SIGNATURE LINE. ABSENCE OF THESE FEATURES WILL INDICATE A COPY.

REMITTER

4 LINE RD

Official Check

2351352

49-55
1031

7/24/2020

DATE _____

PAY
TO THE
ORDER OF COUNTY OF ALBANY

\$ **\$4,102.00**

*****Four Thousand One Hundred Two Dollars and No Cents*****

DOLLARS



DRAWER: MONEYGRAM PAYMENT SYSTEMS, INC.
P.O. BOX 9476, MINNEAPOLIS, MN 55480
DRAWEE: BOKF, NA, EUFAULA, OK

Abigail M. Wicke

MP

5

Two Signatures Required for Amounts Over \$100,000.00

RESOLUTION NO. 324

AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT 4 LINE ROAD (TAX MAP NO. 78.-1-17) IN THE TOWN OF KNOX

Introduced: 9/14/20

By Audit and Finance Committee:

WHEREAS, The County of Albany has withdrawn from pending in rem foreclosure proceedings a parcel of real property located at 4 Line Road (Tax Map No. 78.-1-17) in the Town of Knox, and has offered the property for bid through the sealed bid process, and

WHEREAS, The Commissioner of the Department of Management and Budget indicated the sealed bid was open for bid submissions from June 15, 2020 through July 15, 2020, and one bid was received, and

WHEREAS John A. Wright, III, was the sole bidder on the parcel and has offered \$4,102 in order to acquire the property, and

WHEREAS, Resolution No. 29 for 2019, the Albany County Real Property Disposition Plan, authorizes the conditional use of a sealed bid process in regards to parcels of real property that have been withdrawn from pending in rem foreclosure proceedings, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to execute on behalf of the County any documents necessary to convey property located at 4 Line Road (Tax Map No. 78.-1-17) in the Town of Knox for \$4,102 to John A. Wright, III, 11 Stevens Road, Berne, NY 12043 and, be it further

RESOLVED, That the County Attorney is authorized to approve said conveyance as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

DANIEL P. MCCOY
COUNTY EXECUTIVE



SHAWN A. THELEN
COMMISSIONER

COUNTY OF ALBANY
DEPARTMENT OF MANAGEMENT AND BUDGET
112 STATE STREET, SUITE 1200
ALBANY, NEW YORK 12207
OFFICE: (518) 447-5525
FAX: (518) 447-5589
www.albanycounty.com

M. DAVID REILLY
DEPUTY COMMISSIONER

July 20, 2020

Honorable Andrew Joyce
Chair, Albany County Legislature
112 State St., Rm. 710
Albany, NY 12207

Dear Chairman Joyce:

Pursuant to the "Albany County Disposition Plan" adopted per ABL Resolution # 29 of 2019, property withdrawn from tax foreclosure can be conditionally offered for sale by a Sealed Bid.

In this regard, the Department of Management and Budget conducted an online sealed bid process through the county website from the period beginning June 15, 2020 and ending July 15, 2020 at noon. This site allowed prospective bidders to view property information through individual "property folders" and were given the ability to place a bid online for the properties offered. Property known as 2607 2nd Avenue located in the Town of Colonie was listed as part of this process.

Legislative authorization is requested to approve the conveyance of 2607 2nd Avenue, located in the Town of Colonie to the sole bidder Chei-Car Realty LLC. The bid submission made by this company indicates a benefit to the community stemming from their ownership and the proposed use of this property.

If you have any questions regarding this request I can make myself available at your earliest convenience. Thank you for your consideration.

Sincerely Yours,

Shawn A. Thelen

cc:
Hon. Dennis Feeney, Majority Leader
Hon. Frank Mauriello, Minority Leader
Majority Counsel
Minority Counsel



Legislation Text

File #: TMP-1814, **Version:** 1

REQUEST FOR LEGISLATIVE ACTION

Description (e.g., Contract Authorization for Information Services):

Requesting Legislative Authority to Convey Property

Click or tap here to enter text.

Requesting Legislative Action to convey property located in the Town of Colonie, 2607 2nd Avenue per the Sealed Bid Process conducted June 15, through July 15, 2020

Date:	July 30, 2020
Submitted By:	Shawn Thelen
Department:	Management and Budget
Title:	Commissioner
Phone:	518-447-7040
Department Rep.	Anthony DiLella
Attending Meeting:	David Reilly/Michael Mc Laughlin

Purpose of Request:

- ☐ Adopting of Local Law
- ☐ Amendment of Prior Legislation
- ☐ Approval/Adoption of Plan/Procedure
- ☐ Bond Approval
- ☐ Budget Amendment
- ☐ Contract Authorization
- ☐ Countywide Services
- ☐ Environmental Impact/SEQR
- ☐ Home Rule Request
- ☒ Property Conveyance
- ☐ Other: (state if not listed) Click or tap here to enter text.

CONCERNING BUDGET AMENDMENTS

Increase/decrease category (choose all that apply):

- ☐ Contractual
- ☐ Equipment

- ☐ Fringe
- ☐ Personnel
- ☐ Personnel Non-Individual
- ☐ Revenue

Increase Account/Line No.: Click or tap here to enter text.
Source of Funds: Click or tap here to enter text.
Title Change: Click or tap here to enter text.

CONCERNING CONTRACT AUTHORIZATIONS

Type of Contract:

- ☐ Change Order/Contract Amendment
- ☐ Purchase (Equipment/Supplies)
- ☐ Lease (Equipment/Supplies)
- ☐ Requirements
- ☐ Professional Services
- ☐ Education/Training
- ☐ Grant

Choose an item.

Submission Date Deadline Click or tap to enter a date.

- ☐ Settlement of a Claim
- ☐ Release of Liability
- ☐ Other: (state if not listed) Click or tap here to enter text.

Contract Terms/Conditions:

Party (Name/address):
Click or tap here to enter text.

Additional Parties (Names/addresses):
Click or tap here to enter text.

Amount/Raise Schedule/Fee: Click or tap here to enter text.
Scope of Services: Click or tap here to enter text.

Bond Res. No.: Click or tap here to enter text.
Date of Adoption: Click or tap here to enter text.

CONCERNING ALL REQUESTS

Mandated Program/Service: Yes ☐ No ☐
If Mandated Cite Authority: Click or tap here to enter text.

Is there a Fiscal Impact: Yes ☐ No ☐Anticipated in Current Budget: Yes ☐ No ☐**County Budget Accounts:**

Revenue Account and Line: Click or tap here to enter text.

Revenue Amount: Click or tap here to enter text.

Appropriation Account and Line: Click or tap here to enter text.

Appropriation Amount: Click or tap here to enter text.

Source of Funding - (Percentages)

Federal: Click or tap here to enter text.

State: Click or tap here to enter text.

County: Click or tap here to enter text.

Local: Click or tap here to enter text.

Term

Term: (Start and end date) Click or tap here to enter text.

Length of Contract: Click or tap here to enter text.

Impact on Pending LitigationYes ☐ No ☐

If yes, explain: Click or tap here to enter text.

Previous requests for Identical or Similar Action:

Resolution/Law Number: 551

Date of Adoption: 12/5/2019

Justification: (state briefly why legislative action is requested)

Properties are withdrawn from tax foreclosure as there exists a significant risk that the County of Albany might be exposed to a liability substantially in excess of the amount that could be recovered by foreclosing the tax lien.

Pursuant to ABL resolution No 29 of 2019 the Albany County Disposition Plan, properties “withdrawn” from a foreclosure proceeding can be offered for sale through a sealed bid process with the sale price criteria being “an amount which reflects the benefit to the community stemming from the proposed use of the property”. In this regard the Department of Management and Budget through the county website offered properties online through a sealed bid process which was conducted from June 15th until July 15, 2020. This process was governed by the “Terms and Conditions” as written by the Albany County Department of Law.

Authorization is requested to convey property located in the Town of Colonie, 2607 2nd Avenue, Tax Map No. 32.8-3-9.1 to Chei-Car Realty LLC, 888 Troy Schenectady Road, Latham NY, 12110 for \$1,844. Chei-Car Realty LLC was the sole bidder on this property and their submission indicates a detailed plan to demolish and rehabilitate this multiyear tax delinquent property which intern will benefit the community.

Chei-Car Realty LLC has deposited the full amount of the bid offered \$1,844 by certified funds with the Albany County Division of Finance.

The following shall be the responsibility of Chei-Car Realty LLC :

Any and all closing costs All prior water, sewer and municipal charges not in the collection process of the Albany County Division of Finance as of the date of the property closing. Real estate taxes (Property, School Taxes) billed on and after January 1, 2021.





DANIEL P. MCCOY
COUNTY EXECUTIVE

SHAWN A. THELEN
COMMISSIONER

M. DAVID REILLY
DEPUTY COMMISSIONER

COUNTY OF ALBANY
DEPARTMENT OF MANAGEMENT AND BUDGET

TERMS AND CONDITIONS OF SEALED BID PROPERTY SALES

A. Bidding Process and Procedure

1. All bids shall be sealed with collusive bidding being prohibited.
2. All bids shall be submitted and processed online using the electronic Bid Submission Form.
3. A bidder is permitted to submit only one bid per property being offered for sale.
4. All sections of the Bid Submission Form shall be completed and the bid submitted together with all required back-up materials within the allowable timeframe for bidding indicated on the "Sealed Auction Bids" page of the Albany County website:
albanycounty.com/sealedbids.
5. The length of time a Sealed Bid shall be required to remain open will be indicated on the Bid Submission Form and will also be indicated on the website.

B. Bidder Eligibility and Implied Representations.

1. A prospective bidder is ineligible to bid if:
 - a) The bidder has failed to satisfactorily comply with any material representation made to Albany County with respect to the bidder's plans for the use, rehabilitation or economic development of any property previously purchased by the bidder from Albany County.
 - b) The bidder or the bidder's immediate family member(s), or anyone bidding on the bidder's behalf is/are the tax delinquent owner(s) or former owner(s) of any property located within Albany County
 - c) The bidder has lost title to property to Albany County because of delinquent tax foreclosure within the preceding 24 months.
 - d) The bidder has an unresolved Building Construction and Fire Safety Code violation in connection with other properties located within Albany County.

C. Terms of Sale Relating to Condition of Sealed Bid Properties

1. All sales are subject to non-reviewable discretionary approval of the County Executive and the Albany County Legislature, which approvals may be denied for any reason.
2. All properties offered for sale through the Sealed Bid process are sold without recourse in "where is" and "as is" condition as per its assessment roll description at the time it was foreclosed upon by Albany County with no representations or warranties of any kind made regarding the property's actual location, physical condition, title or legally permissible use.

C. Terms of Sale Relating to Condition of Sealed Bid Properties (continued from previous page)

3. Albany County shall not be liable for any conditions known or unknown on these properties, and the selected bidder shall be required to execute a release, hold harmless, and indemnification agreement in this regard at the closing on the sale thereof.
4. Properties offered for sale through the Sealed Bid process shall be sold with disclosure of the reasons for its withdrawal for either its appraised value, outstanding delinquent tax liability (inclusive of interest, penalties and legal charges) prior to its foreclosure, or an amount which in the sole non-reviewable discretionary opinion of Albany County reflects the best benefit to the community as a whole stemming from its proposed use.
5. A signed statement by the selected bidder will be required at the time of sale acknowledging bidder's receipt of full disclosure regarding the condition of the property offered for sale in so far as known to Albany County.
6. Deed title to the property will be transferred directly to the selected bidder pursuant to assignment without recourse.

D. Bidder's Due Diligence Requirements with Respect to Sealed Bid Properties

1. The bidder assumes all responsibility to investigate the physical condition of the property or of any structures or improvements located thereon.
2. By making a bid bidder certifies the bidder has made an on-site inspection of the property and has reviewed the online folder containing all information known to Albany County concerning the property available on the Albany County web page [Sealed Auction Bids \(albanycounty.com/sealedbids\)](http://albanycounty.com/sealedbids).

E. Bid Payment Process and Procedure.

Upon notification, the bidder chosen by the Commissioner of Management and Budget or his assignees shall immediately deposit the full bid amount with the Albany County Division of Finance, 112 State Street, Room 1340, Albany, New York 12207 either by certified mail or in person. Checks are to be made payable to Albany County Department of Management and Budget. No request for conveyance will be forwarded to the Albany County Legislature unless these funds are received. Upon Legislative approval, the approved bidder shall be responsible for all closing costs.

F. Sale Closing and Property Conveyance Process and Procedure

1. The selected bidder shall provide the information necessary to complete the required forms and documents for recording the Deed from the County of Albany in the Albany County Clerk's Office.
2. All real estate taxes not in the collection process of the Albany County Division of Finance at the date of closing are the responsibility of the selected bidder to pay.
3. All past due water bills not in the collection process of the Albany County Division of Finance at the date of closing are the responsibility of the selected bidder to pay.
4. All municipal charges or fees not in the collection process of the Albany County Division of Finance at the date of closing are the responsibility of the selected bidder to pay.
5. All recording fees shall be the responsibility of the selected bidder.

DiLella, Anthony

From: Paul Roberts <paul.roberts1644@gmail.com>
Sent: Wednesday, July 15, 2020 10:14 AM
To: sealedbid
Subject: Bid 2607 2ND Ave
Attachments: doc20200715102252.pdf

BIDDER INFORMATION - CONTACT AND DEED INFORMATION

*Bidder Name: Chel-Car Realty LLC

*As it will appear on County deed

Address: 888 Troy-Schenectady Rd Latham N.Y. 12110

Phone: 518-857-8560

Email: paul.roberts1644@gmail.com

Preferred method of contact: ☒ Phone ☒ Email

TYPE OF ENTITY

☐ Individual

☐ Corporation

Incorporated in what state: _____ Date incorporated: _____

Authorized to do business in New York State? ☐ Yes ☐ No

☐ Partnership

Indicate type of partnership: _____

Number of general partners: _____ Number of limited partners: _____

☐ Not-for-profit

Incorporated in what state: _____ Date incorporated: _____

☒ Limited Liability Company

Formed in what state: New York Date incorporated: 10/24/2006

Authorized to do business in New York State? ☒ Yes ☐ No

☐ Sole Proprietorship

Name of Sole Proprietor: _____

PROPERTY INFORMATION AND BID AMOUNT OFFERED

COUNTY USE ONLY

PROPERTY INFORMATION

Property Address: 2607 2ND AVENUE

Municipality: TOWN OF COLONIE Tax map No: 32.8-3-9.1

Description: 2 FAMILY RESIDENCE

Reason for Withdrawal from Foreclosure:

Environmental Concerns

"If the tax district were to acquire the parcel, there is a significant risk that it might be exposed to a liability substantially in excess of the amount that could be recovered by enforcing the tax lien."

Disposition plan excerpt being invoked:

An amount which reflects the benefit to the community stemming from the proposed use of the property.

Amount offered by bidder: \$ 1844.00

REASON FOR BIDDING ON PROPERTY

COMPLETE THIS SECTION IF YOU ARE SEEKING TO PURCHASE A BUILDING

- | | |
|--|--|
| ☐ Renovate | ☐ Occupy as owner occupant (use as primary residence) |
| ☐ Rehabilitate | ☐ Occupy this property as a rental |
| ☐ Occupy/operate As Is | ☐ Redevelop and re-sell |
| ☒ Demolish/deconstruct | ☐ Other _____ |
| ☐ New construction | |

COMPLETE THIS SECTION IF YOU ARE SEEKING TO PURCHASE A LOT

- ☐ New Construction
- ☐ Property Improvements (example: fencing, landscaping, garden/green space)
- ☐ Other _____

COMPLETE THIS SECTION IF YOU ARE SEEKING TO PURCHASE A SIDE-LOT*

- | | |
|--------------------------------------|--------------------------------------|
| ☐ Fence | ☐ Deck/Patio |
| ☐ Landscaping | ☐ Garage |
| ☐ Driveway | ☐ Other _____ |

Note: Bidders are responsible for verifying their respective property plan is compliant with local zoning. If the property plan does not comply with current zoning or land use laws, additional approvals may be required and are the sole responsibility of the bidder. Contact the appropriate municipality to find out more information.

Use the below space or attach additional sheets to indicate how your ownership and development of this property will benefit the community (attach additional supporting material as needed):

I will be removing a virtual eye sore for both The Town of Colonie and The City of Watervliet. This is
first structure seen both exiting and entering both municipalities. This home is in total derepair and c
uld collapse at any time. It is occupied by squatters who keep warm by lighting fires in the winter. Th
police and fire departments have been there numerous times

My plan is to remove the structure and redevelop the site. This will also offer me the oppurtunity to
expand my business. Roberts Auto Body. I will make it a proud site while entering and exiting both c
ties.

GENERAL COST ESTIMATE

Complete this section if bidding on a BUILDING

Estimated MATERIAL Cost: \$ 10000 Estimated LABOR Cost: \$ 25000

Total: \$ 35000

Complete this section if bidding on a VACANT LOT

Estimated MATERIAL Cost: \$ _____ Estimated LABOR Cost: \$ _____

Total: \$ 0

Explanation of costs:

Demolition of the structure and removal of years of debris that has been left behind over the last 20 :
me years. I will pave and landscape when the demolition is complete. I will also replace the fence th
t is in disrepair.

PROPERTY OWNERSHIP HISTORY

If you answer YES to any of these questions, attach an explanation. Please provide complete, accurate and current information. Please be advised information provided will be independently verified.

THIS INFORMATION APPLIES TO ALL MEMBERS, PARTNERS AND SHAREHOLDERS

Do you own any properties in Albany County?

(attach a list with addresses, property type and year acquired)

☒ Yes ☐ No

Does any property you own currently have code violations?

☐ Yes ☒ No

Are you an owner of tax delinquent property?

☐ Yes ☒ No

Have you filed for bankruptcy within the past 7 years?

☐ Yes ☒ No

Have you owned property foreclosed on for tax-delinquency?

☐ Yes ☒ No

Have you or a family member previously owned the property for which you are applying?

☐ Yes ☒ No

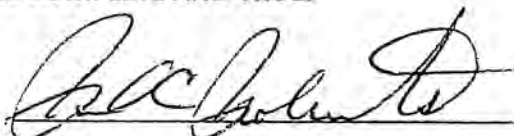
BIDDER CERTIFICATION (PLEASE READ CAREFULLY BEFORE SIGNING)

I HEREBY CERTIFY THAT:

1. I understand that by submitting a bid on the listed parcel, I am accepting the terms and conditions stated in the Albany County Disposition Plan adopted by Albany County Legislative Resolution No. 29 of 2019 "Properties which will be discretionally conveyed by the County to individuals or entities for economic development purposes" section B and all terms and conditions for the Sealed Bid process.
2. I also understand that all properties offered through the "Sealed Bid" process by Albany County are sold in "as is" condition and no warranties are made regarding property condition. The bidder assumes all responsibility to investigate, and if necessary, repair the physical condition of the properties or of any structures or improvements located on any of the properties
3. I have reviewed the online folder with information concerning this property listed on the Albany County website page www.albanycounty.com/sealedbids.
4. I understand that the Albany County Executive or the Albany County Legislature may decline my offer to acquire this property for any reason.
5. If I am the approved Bidder, upon notification I will immediately deposit the full purchase price via certified funds with the Albany County Division of Finance either by certified mail or in person as without this deposit my bid will not be forwarded to the Albany County Legislature for review.
6. I understand that all real estate taxes, past due water bills and municipal charges not in the collection of Albany County at the date of closing are my responsibility to pay. I also understand that any and all closing costs are also my responsibility.

BY ENTERING YOUR NAME(S) BELOW, YOU CERTIFY THAT YOU HAVE READ, UNDERSTAND AND AGREE TO BE BOUND BY ALL TERMS CONTAINED HEREIN AND YOU FURTHER CERTIFY THAT ALL OF THE STATEMENTS SET FORTH BY YOU IN THIS DOCUMENT ARE COMPLETE AND TRUE.

Paul C. Roberts
Applicant Name (Print)


Signature

7/15/20
Date

Co-Applicant Name (Print)

Signature

Date

THIS ENTIRE FORM MUST BE SUBMITTED BY EMAIL TO SEALEDID@ALBANYCOUNTYNY.GOV
BY THE FOLLOWING DATE: July 15, 2020 12 Noon

Properties:

369 Third Ave.

Watervliet, NY 12189

November 2006

Business & Rental

888 Troy Schenectady Rd.

Latham, NY 12110

April 2011

business

2603 Second Ave.

Watervliet, NY 12189

June 2019

business

611 4th Ave.

Watervliet, NY 12189

December 2019

Rental

246 Old Niskayuna Rd.

Latham, NY 12110

July 2020

Rental



DEPARTMENT OF MANGEMENT AND BUDGET

SEALED BID - BIDDER REVIEW- Bidding Session-July 15, 2020

PROPERTY BID ON INFORMATION

Municipality - Colonie

Address of Property -2607 2nd Avenue

Tax Map Number-32.8-3-9.1

Property Description-Two Family Residence

BIDDER NAME AND PROPERTIES OWNED BY BIDDER

Bidders-Paul C. Roberts

Town of Colonie-888 Troy Schenectady Road -246 Old Niskayuna Rd

City of Watervliet-269 3rd Avenue-2603 2nd Avenue-611 4th Avenue

CODE ENFORCEMENT INFORMATION

No outstanding violations-Verified with Town of Colonie Code Enforcement officer 7/27/20

No outstanding violations-Verified with City of Watervliet Code Enforcement officer 7/27/20

DELINQUENT TAX INFORMATION

No delinquent taxes-Verified with Albany County Tax Records Supervisor 7/28/20

COUNTY FORECLOSURE INFORMATION

Not Applicable as properties were never delinquent

Signed-----

ANTHONY DILELLA

Property Manager

DATE-----

7/31/20

CERTIFICATE OF WITHDRAWAL

(Real Property Tax Law, §1138 (subds.1, 2 and 3))

INDEX NO. 1946-12

TO THE ALBANY COUNTY CLERK:

PLEASE TAKE NOTICE that the following parcel of real property included on the List of Delinquent Taxes for the "In Rem" delinquent tax lien foreclosure proceeding filed by the County of Albany, New York, Tax District in your Office under the above Index No. on April 25, 2012 covering the TOWNS in Albany County:

PARCEL No. 1946-12-0000277 (Colonie)
OWNER(S) JOANNE DURIVAGE
ADDRESS 2607 2nd Ave
TOWN of Colonie
TAX MAP No. 0320080030090010000

ALBANY COUNTY CLERK
2011 JUN 23 PM 12:43

is hereby **WITHDRAWN** from said foreclosure proceeding by me for one or more of the following reasons (*check all that apply*):

☐ There is reason to believe that there may be a legal impediment to the enforcement of the tax lien(s) affecting said parcel.

☐ The tax lien(s) on said parcel has/have been canceled or is/are subject to cancellation pursuant to section 558 of the Real Property Tax Law.

☒ The enforcement of the tax lien(s) on said parcel has/have been stayed by the filing of a petition pursuant to the Bankruptcy Code of 1978 (Title 11 of the United States Code).

☐ If the Tax District were to acquire said parcel, there is a significant risk that it might be exposed to a liability substantially in excess of the amount that could be recovered by enforcing said tax lien(s).

_____ The owner of said parcel has entered into an agreement to pay said tax lien(s) in installments pursuant to section 1184 of the Real Property Tax Law and has not defaulted thereon.

_____ Said parcel was included in the Petition for Foreclosure in said proceeding, but it has since been demonstrated to my satisfaction as Enforcing Officer that said parcel is residential or farm property, and as such, said parcel is not yet subject to inclusion in such a Petition.

The facts which render said parcel eligible for withdrawal from said proceeding are as follows: _____

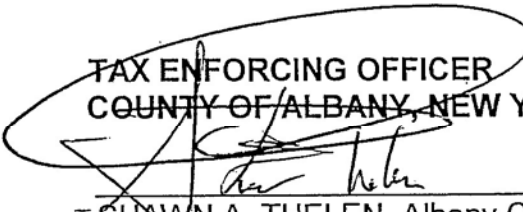
ASSET OF BANKRUPTCY FILING

PLEASE TAKE FURTHER NOTICE that pursuant to Real Property Tax Law, §1138 (sub. 2 (b) you are therefore required and directed to upon the filing of this Certificate of Withdrawal in your Office enter on said List of Delinquent Taxes the word "withdrawn" and the date of such filing opposite the description of said parcel.

PLEASE TAKE FURTHER NOTICE that pursuant to Real Property Tax Law, §1138 (subd. 3) the filing of this Certificate of Withdrawal has no effect upon the delinquent real property tax lien(s) against said parcel, or upon the notice of pendency of said proceeding as to said parcel, unless such lien(s) are canceled and, if said lien(s) are not canceled, said proceeding may be reinstated against said parcel.

DATED: June 28, 2017

**TAX ENFORCING OFFICER
COUNTY OF ALBANY, NEW YORK, TAX DISTRICT**


SHAWN A. THELEN, Albany County
Commissioner of Management and Budget



DANIEL P. MCCOY
COUNTY EXECUTIVE

COUNTY OF ALBANY
OFFICE OF THE EXECUTIVE
112 STATE STREET, ROOM 1200
ALBANY, NEW YORK 12207-2021
(518) 447-7040 - FAX (518) 447-5589
WWW.ALBANYCOUNTY.COM

DANIEL C. LYNCH, ESQ
DEPUTY COUNTY EXECUTIVE

June 4, 2020

John H. Cunningham
Commissioner
Department of Public Works
Town of Colonie
Public Operations Center
347 Old Niskayuna Road
Latham, NY 12110-2290

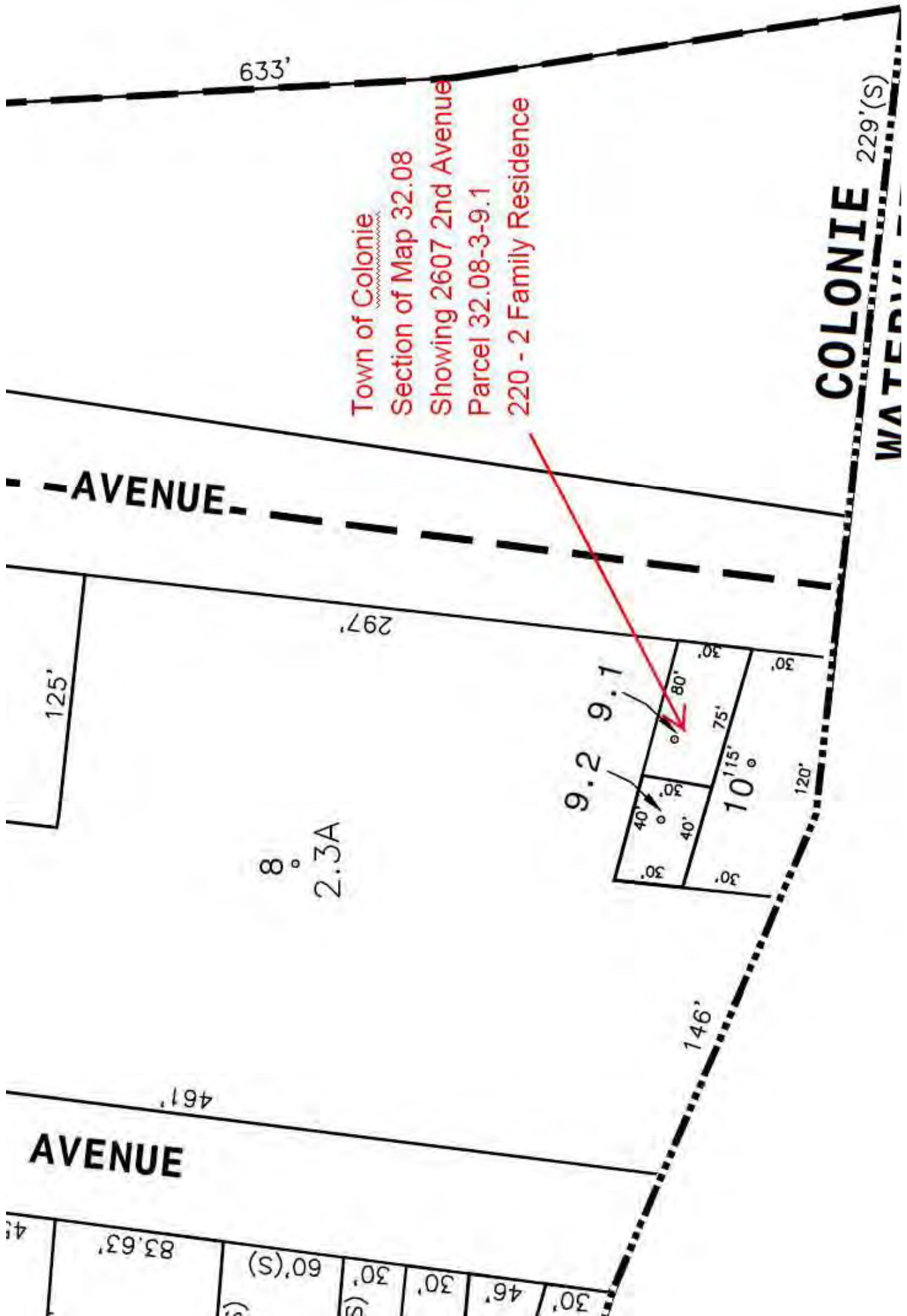
Commissioner Cunningham,

Pursuant to the Albany County Property Disposition Plan, I am contacting you to make you aware we are undertaking a sealed bid auction to dispense of the property located at 2607 2nd Avenue in the Town of Colonie. Provided an appropriate bid is received and that bid gains passage in the County Legislature, we will convey tax map parcel number 32.8-3-9.1 to a private entity.

We view this transaction as beneficial to both County and Town residents since it will put a potentially environmentally problematic and tax delinquent property back into productive use. Please let us know if you know of any potential issues that might arise with such a transfer or if the Town of Colonie has any objection.

Best,

Mike McLaughlin
Director of Policy and Research



DANIEL P. MCCOY
COUNTY EXECUTIVE



SHAWN A. THELEN
COMMISSIONER

COUNTY OF ALBANY
DEPARTMENT OF MANAGEMENT AND BUDGET

M. DAVID REILLY
DEPUTY COMMISSIONER

[HTTP://WWW.ALBANYCOUNTY.COM/SEALEDBIDS](http://www.albanycounty.com/sealedbids)

NOTICE

**Maplewood Autobody & Sales
746 Tanner Road
Clifton Park, NY 12065**

THE COUNTY OF ALBANY WITH BE OFFERING THE FOLOWING
PROPERTY FOR SALE BY SEALED BID AUCTION ONLINE

PROPERTY: Town of Colonie-2607 2nd Avenue

AS YOU ARE AN ADJACENT/ABUTTING OWNER TO THIS
PROPERTY WE ARE NOTIFYING YOU THAT ALL INFORMATION
AND TERMS CONCERNING THIS SALE AND HOW TO PLACE A BID
IS EXPLAINED ON THE FOLLOWING WEBSITE

www.albanycounty.com/sealedbids

This Sealed Bid Process will start ¹²6/15/20 and end ¹²7/15/20.

¹²
Nov 11

¹²
Nov 11

ALBANY COUNTY DEPARTMENT OF MANAGEMENT AND BUDGET

DATED

DANIEL P. MCCOY
COUNTY EXECUTIVE



SHAWN A. THELEN
COMMISSIONER

COUNTY OF ALBANY
DEPARTMENT OF MANAGEMENT AND BUDGET

M. DAVID REILLY
DEPUTY COMMISSIONER

[HTTP://WWW.ALBANYCOUNTY.COM/SEALEDBIDS](http://www.albanycounty.com/sealedbids)

NOTICE

**Thomas Stillman and Deborah Chrisikos
14 Midway Drive
Colonie, NY 12205**

THE COUNTY OF ALBANY WITH BE OFFERING THE FOLOWING
PROPERTY FOR SALE BY SEALED BID AUCTION ONLINE

PROPERTY: Town of Colonie-2607 2nd Avenue

AS YOU ARE AN ADJACENT/ABUTTING OWNER TO THIS
PROPERTY WE ARE NOTIFYING YOU THAT ALL INFORMATION
AND TERMS CONCERNING THIS SALE AND HOW TO PLACE A BID
IS EXPLAINED ON THE FOLLOWING WEBSITE:

www.albanycounty.com/sealedbids.

This Sealed Bid Process will start ¹²6/15/20 and end ¹²7/16/20 .

¹²
Noon

¹²
Noon

ALBANY COUNTY DEPARTMENT OF MANAGEMENT AND BUDGET

DATED

LEGAL NOTICE

In accordance with Albany County Legislative Resolution No. 29 of 2019, notice shall be given for any property that will be considered for transfer by the Albany County Legislature for economic development purposes. Pursuant to said resolution, notice is hereby given that property located in the Town of Colonie, 2607 2nd Avenue, tax map No. 32.8-3-9.1 will be given consideration by the Albany County Legislature for transfer.

**ALBANY COUNTY DEPARTMENT
OF MANAGEMENT AND BUDGET**

Dated: September 9, 2019

EV 9/19, 9/26/19

TIMES UNION

timesunion.com

Order Confirmation

Ad Order Number 0004074921	Customer Account 040365006
Sales Rep. bernarr	Customer Information ALBANY COUNTY DEPT OF FINANC 112 STATE ST ALBANY NY 122072019 USA
Order Taker bernarr	
Ordered By Anthony DiLella	Phone: 5184474912
Order Source Phone	Fax: EEmail: Jeff.Neal@albanycountyny.gov

Ad Content Proof

Note: Ad size does not reflect actual ad

LEGAL NOTICE

In accordance with Albany County Legislative Resolution No. 29 of 2019, notice shall be given for any property that will be considered for transfer by the Albany County Legislature for economic development purposes. Pursuant to said resolution, notice is hereby given that property located in the Town of Colonie, 2607 2nd Avenue, tax map No. 32.8-3-9.1 will be given consideration by the Albany County Legislature for transfer.

ALBANY COUNTY DEPARTMENT OF MANAGEMENT AND BUDGET

Dated: September 9, 2019

TU 5(4074921)

Ad Cost

\$101.70

Payment Amt

\$0.00

Amount Due

\$101.70

Blind Box

Materials

Invoice Text

Resolution No. 29 #32.8.3.9.1

Ad Number

0004074921-01

External Ad

Pick Up Number

0004074917

Ad Type

120 Legal Liner

Ad Size

2 X 15 li

PO Number

Color

\$0.00

Color Requests

Product and Zone

Times Union, Full

Inserts

5

Placement

Legals

Note: Retail Display Ads May Not End in Identified Placement

Run Dates

9/16/2019, 9/17/2019, 9/18/2019, 9/19/2019, 9/20/2019

Product and Zone

timesunion.com, Full

Inserts

5

Placement

Legals

Note: Retail Display Ads May Not End in Identified Placement

Run Dates

9/16/2019, 9/17/2019, 9/18/2019, 9/19/2019, 9/20/2019

SARATOGA

BANK & TRUST COMPANY

NATIONAL



171 SOUTH BROADWAY
SARATOGA SPRINGS, NEW YORK 12866

50-1152
213

NO. 0007897 906

DATE

07/27/2020

PAY ONLY **1844.00** ONE THOUSAND EIGHT HUNDRED FORTY-FOUR DOLLARS AND ZERO CENTS

PAY EXACTLY

***\$1,844.00

■ ONE THOUSAND EIGHT HUNDRED FORTY-FOUR DOLLARS AND ZERO CENTS *****

PAY TO
THE
ORDER OF

COUNTY OF ALBANY

REMITTER: ROBERTS AUTO SERVICES LLC

RED INK
MADE
PAGES WITH HEAT

CASHIER'S CHECK

[Handwritten Signature]
AUTHORIZED SIGNATURE

THE BACK OF THIS DOCUMENT CONTAINS CHECK SECURITY WATERMARK AND COIN REACTIVE INK

00789720 021311529 11000044

RESOLUTION NO. 325

AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT 2607 2ND AVENUE (TAX MAP NO. 32.8-3-9.1) IN THE TOWN OF COLONIE

Introduced: 9/14/20

By Audit and Finance Committee:

WHEREAS, The County of Albany has withdrawn from pending tax foreclosure proceedings a parcel of real property located at 2607 2nd Avenue (Tax Map No. 32.8-3-9.1) in the Town of Colonie, and has offered the property for bid through the sealed bid process, and

WHEREAS, The Commissioner of the Department of Management and Budget indicated the sealed bid was open for bid submissions from June 15, 2020 through July 15, 2020, and one bid was received, and

WHEREAS Chei-Car Realty LLC, was the sole bidder on the parcel and offered \$1,844 in order to acquire the property, and

WHEREAS, Resolution No. 29 for 2019, the Albany County Real Property Disposition Plan, authorizes the conditional use of a sealed bid process in regards to parcels of real property that have been withdrawn from pending in rem foreclosure proceedings, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to execute on behalf of the County any documents necessary to convey property located at 2607 2nd Avenue (Tax Map No. 32.8-3-9.1) in the Town of Colonie to Chei-Car Realty LLC, 888 Troy Schenectady Road, Latham, NY 12110 for \$1,844 and, be it further

RESOLVED, That the County Attorney is authorized to approve said conveyance as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

DANIEL P. MCCOY
COUNTY EXECUTIVE



SHAWN A. THELEN
COMMISSIONER

COUNTY OF ALBANY
DEPARTMENT OF MANAGEMENT AND BUDGET
112 STATE STREET, SUITE 1200
ALBANY, NEW YORK 12207
OFFICE: (518) 447-5525
FAX: (518) 447-5589
www.albanycounty.com

M. DAVID REILLY
DEPUTY COMMISSIONER

July 23, 2020

Honorable Andrew Joyce
Chair, Albany County Legislature
112 State St., Rm. 710
Albany, NY 12207

Dear Chairman Joyce:

Pursuant to the "Albany County Disposition Plan" adopted per ABL Resolution # 29 of 2019, property withdrawn from tax foreclosure can be conditionally offered for sale by a Sealed Bid.

In this regard, the Department of Management and Budget conducted an online sealed bid process through the county website from the period beginning June 15, 2020 and ending July 15, 2020 at noon. This site allowed prospective bidders to view property information through individual "property folders" and were given the ability to place a bid online for the properties offered. Property known as 3068 New Scotland Road located in the Town of New Scotland was listed as part of this process.

Legislative authorization is requested to approve the conveyance of 3068 New Scotland Road to the bidders Tracy l Gibeau and Marc W Gibeau. The submission made by Tracy l Gibeau and Marc W Gibeau was evaluated as the best due to the detailed description of how their ownership would be a benefit to the community stemming from the proposed use of this property.

If you have any questions regarding this request I can make myself available at your earliest convenience. Thank you for your consideration.

Sincerely Yours,

Shawn A. Thelen

cc:

Hon. Dennis Feeney, Majority Leader
Hon. Frank Mauriello, Minority Leader
Majority Counsel
Minority Counsel



Legislation Text

File #: TMP-1815, **Version:** 1

REQUEST FOR LEGISLATIVE ACTION

Description (e.g., Contract Authorization for Information Services):

.Requesting Legislative Authority to Convey Property

Click or tap here to enter text.

Requesting Legislative Action to convey property located in the Town of New Scotland, 3068 New Scotland Road per the Sealed Bid Process conducted June 15 through July 15, 2020

Date:	July 30, 2020
Submitted By:	Shawn Thelen
Department:	Management and Budget
Title:	Commissioner
Phone:	518-447-7040
Department Rep.	Anthony DiLella
Attending Meeting:	David Reilly/Michael Mc Laughlin

Purpose of Request:

- ☐ Adopting of Local Law
- ☐ Amendment of Prior Legislation
- ☐ Approval/Adoption of Plan/Procedure
- ☐ Bond Approval
- ☐ Budget Amendment
- ☐ Contract Authorization
- ☐ Countywide Services
- ☐ Environmental Impact/SEQR
- ☐ Home Rule Request
- ☒ Property Conveyance
- ☐ Other: (state if not listed) Click or tap here to enter text.

CONCERNING BUDGET AMENDMENTS

Increase/decrease category (choose all that apply):

- ☐ Contractual
- ☐ Equipment

- ☐ Fringe
- ☐ Personnel
- ☐ Personnel Non-Individual
- ☐ Revenue

Increase Account/Line No.: Click or tap here to enter text.
Source of Funds: Click or tap here to enter text.
Title Change: Click or tap here to enter text.

CONCERNING CONTRACT AUTHORIZATIONS

Type of Contract:

- ☐ Change Order/Contract Amendment
- ☐ Purchase (Equipment/Supplies)
- ☐ Lease (Equipment/Supplies)
- ☐ Requirements
- ☐ Professional Services
- ☐ Education/Training
- ☐ Grant

Choose an item.

Submission Date Deadline Click or tap to enter a date.

- ☐ Settlement of a Claim
- ☐ Release of Liability
- ☐ Other: (state if not listed) Click or tap here to enter text.

Contract Terms/Conditions:

Party (Name/address):
Click or tap here to enter text.

Additional Parties (Names/addresses):
Click or tap here to enter text.

Amount/Raise Schedule/Fee: Click or tap here to enter text.
Scope of Services: Click or tap here to enter text.

Bond Res. No.: Click or tap here to enter text.
Date of Adoption: Click or tap here to enter text.

CONCERNING ALL REQUESTS

Mandated Program/Service: Yes ☐ No ☐
If Mandated Cite Authority: Click or tap here to enter text.

Is there a Fiscal Impact: Yes ☐ No ☐

Anticipated in Current Budget: Yes ☐ No ☐

County Budget Accounts:

Revenue Account and Line: Click or tap here to enter text.

Revenue Amount: Click or tap here to enter text.

Appropriation Account and Line: Click or tap here to enter text.

Appropriation Amount: Click or tap here to enter text.

Source of Funding - (Percentages)

Federal: Click or tap here to enter text.

State: Click or tap here to enter text.

County: Click or tap here to enter text.

Local: Click or tap here to enter text.

Term

Term: (Start and end date) Click or tap here to enter text.

Length of Contract: Click or tap here to enter text.

Impact on Pending Litigation

Yes ☐ No ☐

If yes, explain: Click or tap here to enter text.

Previous requests for Identical or Similar Action:

Resolution/Law Number: 551

Date of Adoption: 12/5/2019

Justification: (state briefly why legislative action is requested)

Properties are withdrawn from tax foreclosure as there exists a significant risk that the County of Albany might be exposed to a liability substantially in excess of the amount that could be recovered by foreclosing the tax lien.

Pursuant to ABL resolution No 29 of 2019 the Albany County Disposition Plan, properties “withdrawn” from a foreclosure proceeding can be offered for sale through a sealed bid process with the sale price criteria being “an amount which reflects the benefit to the community stemming from the proposed use of the property”. In this regard the Department of Management and Budget through the county website offered properties online through a sealed bid process which was conducted from June 15th until July 15, 2020. This process was governed by the “Terms and Conditions” as written by the Albany County Department of Law.

Authorization is requested to convey property located in the Town of New Scotland, 3068 New Scotland Road, Tax Map No. 93.-2-31 to Tracy I Gibeau and Marc W Gibeau, 365 Stove Top Road, Voorheesville 12186 for \$18,000. Tracy I Gibeau and Marc W Gibeau were the bidders whose bid submission was evaluated as the best as it contained a detailed description of how their ownership would be a benefit to the community stemming from the proposed use of multiyear tax delinquent property.

Tracy I Gibeau and Marc W Gibeau has deposited the full amount of the bid offered \$18,000 by certified funds with the Albany County Division of Finance.

The following shall be the responsibility of Tracy I Gibeau and Marc W Gibeau:

Any and all closing costs. All prior water, sewer and municipal charges not in the collection process of the Albany County Division of Finance as of the date of the property closing. Real estate taxes (Property, School Taxes) billed on and after January 1, 2021.





DANIEL P. MCCOY
COUNTY EXECUTIVE

SHAWN A. THELEN
COMMISSIONER

M. DAVID REILLY
DEPUTY COMMISSIONER

COUNTY OF ALBANY
DEPARTMENT OF MANAGEMENT AND BUDGET

TERMS AND CONDITIONS OF SEALED BID PROPERTY SALES

A. Bidding Process and Procedure

1. All bids shall be sealed with collusive bidding being prohibited.
2. All bids shall be submitted and processed online using the electronic Bid Submission Form.
3. A bidder is permitted to submit only one bid per property being offered for sale.
4. All sections of the Bid Submission Form shall be completed and the bid submitted together with all required back-up materials within the allowable timeframe for bidding indicated on the "Sealed Auction Bids" page of the Albany County website:
albanycounty.com/sealedbids.
5. The length of time a Sealed Bid shall be required to remain open will be indicated on the Bid Submission Form and will also be indicated on the website.

B. Bidder Eligibility and Implied Representations.

1. A prospective bidder is ineligible to bid if:
 - a) The bidder has failed to satisfactorily comply with any material representation made to Albany County with respect to the bidder's plans for the use, rehabilitation or economic development of any property previously purchased by the bidder from Albany County.
 - b) The bidder or the bidder's immediate family member(s), or anyone bidding on the bidder's behalf is/are the tax delinquent owner(s) or former owner(s) of any property located within Albany County
 - c) The bidder has lost title to property to Albany County because of delinquent tax foreclosure within the preceding 24 months.
 - d) The bidder has an unresolved Building Construction and Fire Safety Code violation in connection with other properties located within Albany County.

C. Terms of Sale Relating to Condition of Sealed Bid Properties

1. All sales are subject to non-reviewable discretionary approval of the County Executive and the Albany County Legislature, which approvals may be denied for any reason.
2. All properties offered for sale through the Sealed Bid process are sold without recourse in "where is" and "as is" condition as per its assessment roll description at the time it was foreclosed upon by Albany County with no representations or warranties of any kind made regarding the property's actual location, physical condition, title or legally permissible use.

C. Terms of Sale Relating to Condition of Sealed Bid Properties (continued from previous page)

3. Albany County shall not be liable for any conditions known or unknown on these properties, and the selected bidder shall be required to execute a release, hold harmless, and indemnification agreement in this regard at the closing on the sale thereof.
4. Properties offered for sale through the Sealed Bid process shall be sold with disclosure of the reasons for its withdrawal for either its appraised value, outstanding delinquent tax liability (inclusive of interest, penalties and legal charges) prior to its foreclosure, or an amount which in the sole non-reviewable discretionary opinion of Albany County reflects the best benefit to the community as a whole stemming from its proposed use.
5. A signed statement by the selected bidder will be required at the time of sale acknowledging bidder's receipt of full disclosure regarding the condition of the property offered for sale in so far as known to Albany County.
6. Deed title to the property will be transferred directly to the selected bidder pursuant to assignment without recourse.

D. Bidder's Due Diligence Requirements with Respect to Sealed Bid Properties

1. The bidder assumes all responsibility to investigate the physical condition of the property or of any structures or improvements located thereon.
2. By making a bid bidder certifies the bidder has made an on-site inspection of the property and has reviewed the online folder containing all information known to Albany County concerning the property available on the Albany County web page [Sealed Auction Bids \(albanycounty.com/sealedbids\)](http://albanycounty.com/sealedbids).

E. Bid Payment Process and Procedure.

Upon notification, the bidder chosen by the Commissioner of Management and Budget or his assignees shall immediately deposit the full bid amount with the Albany County Division of Finance, 112 State Street, Room 1340, Albany, New York 12207 either by certified mail or in person. Checks are to be made payable to Albany County Department of Management and Budget. No request for conveyance will be forwarded to the Albany County Legislature unless these funds are received. Upon Legislative approval, the approved bidder shall be responsible for all closing costs.

F. Sale Closing and Property Conveyance Process and Procedure

1. The selected bidder shall provide the information necessary to complete the required forms and documents for recording the Deed from the County of Albany in the Albany County Clerk's Office.
2. All real estate taxes not in the collection process of the Albany County Division of Finance at the date of closing are the responsibility of the selected bidder to pay.
3. All past due water bills not in the collection process of the Albany County Division of Finance at the date of closing are the responsibility of the selected bidder to pay.
4. All municipal charges or fees not in the collection process of the Albany County Division of Finance at the date of closing are the responsibility of the selected bidder to pay.
5. All recording fees shall be the responsibility of the selected bidder.

DiLella, Anthony

From: John Wright <gtajw@yahoo.com>
Sent: Friday, July 10, 2020 1:50 PM
To: sealedbid
Subject: J Wright bid , 4 line rd know ny
Attachments: Application4LineRoa.pdf

Thanks any questions please feel free to email me or call me especially if something is incorrect thank you

Sent from my iPhone

BIDDER INFORMATION - CONTACT AND DEED INFORMATION

*Bidder Name: John a Wright III

*As it will appear on County deed

Address: 11 Stevens rd Berne ny 12023

Phone: 518-764-2622

Email: Gtajw@yahoo.com

Preferred method of contact: ☒ Phone ☒ Email

TYPE OF ENTITY

☒ Individual

☐ Corporation

Incorporated in what state: _____ Date incorporated: _____

Authorized to do business in New York State? ☐ Yes ☐ No

☐ Partnership

Indicate type of partnership: _____

Number of general partners: _____ Number of limited partners: _____

☐ Not-for-profit

Incorporated in what state: _____ Date incorporated: _____

☐ Limited Liability Company

Formed in what state: _____ Date incorporated: _____

Authorized to do business in New York State? ☐ Yes ☒ No

☐ Sole Proprietorship

Name of Sole Proprietor: _____

PROPERTY INFORMATION AND BID AMOUNT OFFERED

COUNTY USE ONLY

PROPERTY INFORMATION

Property Address: 4 LINE ROAD

Municipality: TOWN OF KNOX

Tax map No: 78.-1-17

Description: MANUFACTURED HOUSING

Reason for Withdrawal from Foreclosure:

Environmental Concerns

"If the tax district were to acquire the parcel, there is a significant risk that it might be exposed to a liability substantially in excess of the amount that could be recovered by enforcing the tax lien."

Disposition plan excerpt being invoked:

An amount which reflects the benefit to the community stemming from the proposed use of the property.

Amount offered by bidder: \$ 4,102.00

REASON FOR BIDDING ON PROPERTY

COMPLETE THIS SECTION IF YOU ARE SEEKING TO PURCHASE A BUILDING

- | | |
|--|---|
| ☒ Renovate | ☐ Occupy as owner occupant (use as primary residence) |
| ☒ Rehabilitate | ☐ Occupy this property as a rental |
| ☐ Occupy/operate As Is | ☐ Redevelop and re-sell |
| ☒ Demolish/deconstruct | ☒ Other <small>Would like to rebuild and clean up and pass down to my son at some point</small> |
| ☐ New construction | |

COMPLETE THIS SECTION IF YOU ARE SEEKING TO PURCHASE A LOT

- ☐ New Construction
- ☐ Property Improvements (example: fencing, landscaping, garden/green space)
- ☐ Other _____

COMPLETE THIS SECTION IF YOU ARE SEEKING TO PURCHASE A SIDE-LOT*

- | | |
|--------------------------------------|--------------------------------------|
| ☐ Fence | ☐ Deck/Patio |
| ☐ Landscaping | ☐ Garage |
| ☐ Driveway | ☐ Other _____ |

Note: Bidders are responsible for verifying their respective property plan is compliant with local zoning. If the property plan does not comply with current zoning or land use laws, additional approvals may be required and are the sole responsibility of the bidder. Contact the appropriate municipality to find out more information.

Use the below space or attach additional sheets to indicate how your ownership and development of this property will benefit the community (attach additional supporting material as needed):

If I am selected bidder, I would have all debris/garbage and yard cleaned up within 30 days of Taking possession. I would immediately start making appropriate changes and rehabilitate the Landscape, structure to make a nice clean appealing yard and home. I'm on a Zoning board, and I am fully aware of the zoning ordinances and violations that this place potentially faces..I am eager To start the rehabilitation process and renovations to make a nice clean environment.. This place has been an eye sore for many years and it will all change if I become the new owner Please consider accepting my bid as I am eager to make this a beautiful place, not a eye sore ! My future plans after rehabilitation is to pass this down to my son.

Thank you for your consideration :)John Wright

GENERAL COST ESTIMATE

Complete this section if bidding on a BUILDING

Estimated MATERIAL Cost: \$ 15000 Estimated LABOR Cost: \$ 2500

Total: \$ 17500

Complete this section if bidding on a VACANT LOT

Estimated MATERIAL Cost: \$ _____ Estimated LABOR Cost: \$ _____

Total: \$ 0

Explanation of costs:

Cost to be determined .. was not able to fully inspect interior of structure.

Estimate of 15,000 for demolition services of structure if it's not salvageable..

PROPERTY OWNERSHIP HISTORY

If you answer YES to any of these questions, attach an explanation. Please provide complete, accurate and current information. Please be advised information provided will be independently verified.

THIS INFORMATION APPLIES TO ALL MEMBERS, PARTNERS AND SHAREHOLDERS

Do you own any properties in Albany County?

(attach a list with addresses, property type and year acquired)

☒ Yes ☐ No

Does any property you own currently have code violations?

☐ Yes ☒ No

Are you an owner of tax delinquent property?

☐ Yes ☒ No

Have you filed for bankruptcy within the past 7 years?

☐ Yes ☒ No

Have you owned property foreclosed on for tax-delinquency?

☐ Yes ☒ No

Have you or a family member previously owned the property for which you are applying?

☐ Yes ☒ No

BIDDER CERTIFICATION (PLEASE READ CAREFULLY BEFORE SIGNING)

I HEREBY CERTIFY THAT:

1. I understand that by submitting a bid on the listed parcel, I am accepting the terms and conditions stated in the Albany County Disposition Plan adopted by Albany County Legislative Resolution No. 29 of 2019 "Properties which will be discretionally conveyed by the County to individuals or entities for economic development purposes" section B and all terms and conditions for the Sealed Bid process.
2. I also understand that all properties offered though the "Sealed Bid" process by Albany County are sold in "as is" condition and no warranties are made regarding property condition. The bidder assumes all responsibility to investigate, and if necessary, repair the physical condition of the properties or of any structures or improvements located on any of the properties
3. I have reviewed the online folder with information concerning this property listed on the Albany County website page www.albanycounty.com/sealedbids.
4. I understand that the Albany County Executive or the Albany County Legislature may decline my offer to acquire this property for any reason.
5. If I am the approved Bidder, upon notification I will immediately deposit the full purchase price via certified funds with the Albany County Division of Finance either by certified mail or in person as without this deposit my bid will not be forwarded to the Albany County Legislature for review.
6. I understand that all real estate taxes, past due water bills and municipal charges not in the collection of Albany County at the date of closing are my responsibly to pay. I also understand that any and all closing costs are also my responsibility.

BY ENTERING YOUR NAME(S) BELOW, YOU CERTIFY THAT YOU HAVE READ, UNDERSTAND AND AGREE TO BE BOUND BY ALL TERMS CONTAINED HEREIN AND YOU FURTHER CERTIFY THAT ALL OF THE STATEMENTS SET FORTH BY YOU IN THIS DOCUMENT ARE COMPLETE AND TRUE.

John a Wright III
Applicant Name (Print)

Signature

Date

Co-Applicant Name (Print)

Signature

Date

THIS ENTIRE FORM MUST BE SUBMITTED BY EMAIL TO SEALEDID@ALBANYCOUNTYNY.GOV
BY THE FOLLOWING DATE: July 15, 2020 12 Noon

DiLella, Anthony

From: Tracy Gibeau <tgibeau@acrha.org>
Sent: Wednesday, July 15, 2020 11:44 AM
To: sealedbid
Subject: 3068 New Scotland Road Sealed Bid
Attachments: 20200715103909.pdf

Please see attached sealed bid for 3068 New Scotland Road Voorheesville NY 12186.

Thank you, Tracy Gibeau

Tracy Gibeau
385 Stove Pipe Road
Voorheesville NY 12186
tgibeau@acrha.org
(518) 768-2449

BIDDER INFORMATION - CONTACT AND DEED INFORMATION*Bidder Name: Tracy L Gibeau & Marc W Gibeau

*As it will appear on County deed

Address: 385 Stove Pipe Road Voorheesville NY 12186Phone: (518) 768-2449Email: tgibeau@acra.orgPreferred method of contact: ☐ Phone ☒ Email**TYPE OF ENTITY**☒ Individual☐ Corporation

Incorporated in what state: _____ Date incorporated: _____

Authorized to do business in New York State? ☐ Yes ☐ No☐ Partnership

Indicate type of partnership: _____

Number of general partners: _____ Number of limited partners: _____

☐ Not-for-profit

Incorporated in what state: _____ Date incorporated: _____

☐ Limited Liability Company

Formed in what state: _____ Date incorporated: _____

Authorized to do business in New York State? ☐ Yes ☒ No☐ Sole Proprietorship

Name of Sole Proprietor: _____

PROPERTY INFORMATION AND BID AMOUNT OFFERED**COUNTY USE ONLY****PROPERTY INFORMATION**Property Address: 3068 NEW SCOTLAND ROADMunicipality: TOWN OF NEW SCOTLANDTax map No: 93.-2-31Description: 1 FAMILY RESIDENCE**Reason for Withdrawal from Foreclosure:****Environmental Concerns**

"If the tax district were to acquire the parcel, there is a significant risk that it might be exposed to a liability substantially in excess of the amount that could be recovered by enforcing the tax lien."

Disposition plan excerpt being invoked:

An amount which reflects the benefit to the community stemming from the proposed use of the property.

Amount offered by bidder: \$ 18,000

REASON FOR BIDDING ON PROPERTY

COMPLETE THIS SECTION IF YOU ARE SEEKING TO PURCHASE A BUILDING

- | | |
|--|--|
| ☐ Renovate | ☐ Occupy as owner occupant (use as primary residence) |
| ☐ Rehabilitate | ☐ Occupy this property as a rental |
| ☐ Occupy/operate As Is | ☐ Redevelop and re-sell |
| ☒ Demolish/deconstruct | ☐ Other _____ |
| ☐ New construction | |

COMPLETE THIS SECTION IF YOU ARE SEEKING TO PURCHASE A LOT

- ☐ New Construction
- ☐ Property Improvements (example: fencing, landscaping, garden/green space)
- ☐ Other _____

COMPLETE THIS SECTION IF YOU ARE SEEKING TO PURCHASE A SIDE-LOT*

- | | |
|--------------------------------------|--------------------------------------|
| ☐ Fence | ☐ Deck/Patio |
| ☐ Landscaping | ☐ Garage |
| ☐ Driveway | ☐ Other _____ |

Note: Bidders are responsible for verifying their respective property plan is compliant with local zoning. If the property plan does not comply with current zoning or land use laws, additional approvals may be required and are the sole responsibility of the bidder. Contact the appropriate municipality to find out more information.

Our intent for the property is to demolish the existing home and garage and remove the debris that is littered throughout the property. The land will be mowed regularly and trees and brush removed to give the property a cleaner appearance while also maintaining a green space. Within one to two years we would like to construct a one family home that our children can purchase, otherwise we would use it for rental income and will it to them upon our passing. This would increase the tax base for both Albany County and the Town of New Scotland.

This will benefit the community by removing the blight and increasing surrounding property values.

GENERAL COST ESTIMATE

Complete this section if bidding on a BUILDING

Estimated MATERIAL Cost: \$ 7784.00 Estimated LABOR Cost: \$ 17060.00

Total: \$ 24844

Complete this section if bidding on a VACANT LOT

Estimated MATERIAL Cost: \$ _____ Estimated LABOR Cost: \$ _____

Total: \$ 0

Explanation of costs:

Per a local Realtor based on the current property conditions the home has an estimated value of \$33,000. Cost of Demo: Labor: Home and garage @ \$5 per sf = \$6060, Potential Asbestos removal \$5,000. Material Costs: 8 thrity yard dumpsters @ 698 : \$5,584, Excavator for one week \$1,200, Skid Steer for one week \$1,000 and \$6,000 in sweat equity that it will take to make the property safe and aesthetically. The hazardous waste will need to be disposed of as well and this amount could vary in a range from \$5,000 to \$10,000 depending on what substances are found. The hazardous waste is not in the calculation above due to it being an unknown at this time. If environmental testing is required I would hire Flatley Read LLC.

PROPERTY OWNERSHIP HISTORY

If you answer YES to any of these questions, attach an explanation. Please provide complete, accurate and current information. Please be advised information provided will be independently verified.

THIS INFORMATION APPLIES TO ALL MEMBERS, PARTNERS AND SHAREHOLDERS

Do you own any properties in Albany County?

(attach a list with addresses, property type and year acquired)

☒ Yes ☐ No

Does any property you own currently have code violations?

☐ Yes ☒ No

Are you an owner of tax delinquent property?

☐ Yes ☒ No

Have you filed for bankruptcy within the past 7 years?

☐ Yes ☒ No

Have you owned property foreclosed on for tax-delinquency?

☐ Yes ☒ No

Have you or a family member previously owned the property for which you are applying?

☐ Yes ☒ No

BIDDER CERTIFICATION (PLEASE READ CAREFULLY BEFORE SIGNING)

I HEREBY CERTIFY THAT:

1. I understand that by submitting a bid on the listed parcel, I am accepting the terms and conditions stated in the Albany County Disposition Plan adopted by Albany County Legislative Resolution No. 29 of 2019 "Properties which will be discretionally conveyed by the County to individuals or entities for economic development purposes" section B and all terms and conditions for the Sealed Bid process.
2. I also understand that all properties offered through the "Sealed Bid" process by Albany County are sold in "as is" condition and no warranties are made regarding property condition. The bidder assumes all responsibility to investigate, and if necessary, repair the physical condition of the properties or of any structures or improvements located on any of the properties
3. I have reviewed the online folder with information concerning this property listed on the Albany County website page www.albanycountyny.gov/ale/bids.
4. I understand that the Albany County Executive or the Albany County Legislature may decline my offer to acquire this property for any reason.
5. If I am the approved Bidder, upon notification I will immediately deposit the full purchase price via certified funds with the Albany County Division of Finance either by certified mail or in person as without this deposit my bid will not be forwarded to the Albany County Legislature for review.
6. I understand that all real estate taxes, past due water bills and municipal charges not in the collection of Albany County at the date of closing are my responsibility to pay. I also understand that any and all closing costs are also my responsibility.

BY ENTERING YOUR NAME(S) BELOW, YOU CERTIFY THAT YOU HAVE READ, UNDERSTAND AND AGREE TO BE BOUND BY ALL TERMS CONTAINED HEREIN AND YOU FURTHER CERTIFY THAT ALL OF THE STATEMENTS SET FORTH BY YOU IN THIS DOCUMENT ARE COMPLETE AND TRUE.

Tracy L. Gibeau

Applicant Name (Print)

Tracy L. Gibeau

Signature

7-15-2020

Date

Marc W. Gibeau

Co-Applclicant Name (Print)

Marc W. Gibeau

Signature

7-15-2020

Date

THIS ENTIRE FORM MUST BE SUBMITTED BY EMAIL TO SEALEDID@ALBANYCOUNTYNY.GOV
BY THE FOLLOWING DATE: _____

Tracy and Marc Gibeau

Property owned in Albany County:

385 Stove Pipe Road Voorheesville NY- Primary Residence SBL: 93.-2-32.2

Additional Property: Stove Pipe Road Voorheesville NY – Vacant Land SBL 93.-2-323

Both properties were acquired in 1992. In 2014 after my mom passed we sold her home and increased the acreage of our property.

BIDDER NAME-Tracy & Marc Gibeau

PROPERTY ADDRESS - 3068 New Scotland Road

SEALED BID ENDED-July 15, 2020

EVALUATION CRITERIA ALBANY COUNTY SEALED BIDS

The Commissioner of Management and Budget and/or his designee (s) will perform a review of bid submissions and take the information provided within into consideration and rate (1 through 5 with 5 being highest) each bidder's detailed plan and choose the submission which reflects the best benefit to the community stemming from the proposed use of the property based on the following factors:

Rehabilitation Plan 5

Community Benefit 5

Overall Submission 5

TOTAL 15

All sales are subject to the approval of the Albany County Executive and the Albany County Legislature and either may reject any sale for any reason. All sales must be approved by Legislative Resolution.

EVALUATED BY Dave Kelly

DATED 7/23/2020

BIDDER NAME-John Wright

PROPERTY ADDRESS - 3068 New Scotland Road

SEALED BID ENDED-July 15, 2020

EVALUATION CRITERIA ALBANY COUNTY SEALED BIDS

The Commissioner of Management and Budget and/or his designee (s) will perform a review of bid submissions and take the information provided within into consideration and rate (1 through 5 with 5 being highest) each bidder's detailed plan and choose the submission which reflects the best benefit to the community stemming from the proposed use of the property based on the following factors:

Rehabilitation Plan 4

Community Benefit 4

Overall Submission 4

TOTAL 12

All sales are subject to the approval of the Albany County Executive and the Albany County Legislature and either may reject any sale for any reason. All sales must be approved by Legislative Resolution.

EVALUATED BY Dave Reilly

DATED 7/23/2020

BIDDER NAME-Tracy & Marc Gibeau

PROPERTY ADDRESS - 3068 New Scotland Road

SEALED BID ENDED-July 15, 2020

EVALUATION CRITERIA ALBANY COUNTY SEALED BIDS

The Commissioner of Management and Budget and/or his designee (s) will perform a review of bid submissions and take the information provided within into consideration and rate (1 through 5 with 5 being highest) each bidder's detailed plan and choose the submission which reflects the best benefit to the community stemming from the proposed use of the property based on the following factors:

Rehabilitation Plan 5

Community Benefit 5

Overall Submission 5

TOTAL 15

All sales are subject to the approval of the Albany County Executive and the Albany County Legislature and either may reject any sale for any reason. All sales must be approved by Legislative Resolution.

EVALUATED BY Michael Ragaini

DATED 7/24/20

Code Enforcement

BIDDER NAME-John Wright

PROPERTY ADDRESS - 3068 New Scotland Road

SEALED BID ENDED-July 15, 2020

EVALUATION CRITERIA ALBANY COUNTY SEALED BIDS

The Commissioner of Management and Budget and/or his designee (s) will perform a review of bid submissions and take the information provided within into consideration and rate (1 through 5 with 5 being highest) each bidder's detailed plan and choose the submission which reflects the best benefit to the community stemming from the proposed use of the property based on the following factors:

Rehabilitation Plan 3

Community Benefit 1

Overall Submission 2

TOTAL 6

All sales are subject to the approval of the Albany County Executive and the Albany County Legislature and either may reject any sale for any reason. All sales must be approved by Legislative Resolution.

EVALUATED BY Michael Ragusa

DATED 7/24/20

Code Enforcement



DEPARTMENT OF MANGEMENT AND BUDGET

SEALED BID - BIDDER REVIEW- Bidding Session-July 15, 2020

PROPERTY BID ON INFORMATION

Municipality -New Scotland

Address of Property -3068 New Scotland Road

Tax Map Number-92.3-2-31

Property Description-One Family Residence

BIDDER NAME AND PROPERTIES OWNED BY BIDDER

Bidders-Tracy & Marc Gibreau

Town of New Scotland-385 Stove Top Road

Town of New Scotland –Stove Top Road

CODE ENFORCEMENT INFORMATION

No outstanding violations-Verified with Town of New Scotland Code Enforcement officer 7/24/20

DELINQUENT TAX INFORMATION

No delinquent taxes-Verified with Albany County Tax Records Supervisor 7/24/20

COUNTY FORECLOSURE INFORMATION

Not Applicable as properties were never delinquent

Signed-----

ANTHONY DILELLA

Property Manager

DATE-----

7/30/20



DANIEL P. MCCOY
COUNTY EXECUTIVE

COUNTY OF ALBANY
OFFICE OF THE EXECUTIVE
112 STATE STREET, ROOM 1200
ALBANY, NEW YORK 12207-2021
(518) 447-7040 - FAX (518) 447-5589
WWW.ALBANYCOUNTY.COM

DANIEL C. LYNCH, ESQ
DEPUTY COUNTY EXECUTIVE

June 4, 2020

Doug LaGrange
Supervisor
Town of New Scotland
2029 New Scotland Rd.
Slingerlands, NY 12159

Supervisor LaGrange,

Pursuant to the Albany County Property Disposition Plan, I am contacting you to make you aware we are undertaking a sealed bid auction to dispense of the property located at 3068 New Scotland Road in the Town of New Scotland. Provided an appropriate bid is received, and that bid gains passage in the County Legislature, we will convey tax map parcel 93.-2-31 to a private entity.

We view this transaction as beneficial to both County and Town residents since it will put a potentially environmentally problematic and tax delinquent property back into productive use. Please let us know if you know of any potential issues that might arise with such a transfer or if the City of Albany has any objection.

Best,

Mike McLaughlin
Director of Policy and Research

CERTIFICATE OF WITHDRAWAL

(Real Property Tax Law, §1138 (subds.1, 2 and 3))

INDEX NO. 1946-12

TO THE ALBANY COUNTY CLERK:

PLEASE TAKE NOTICE that the following parcel of real property included on the List of Delinquent Taxes for the "In Rem" delinquent tax lien foreclosure proceeding filed by the County of Albany, New York, Tax District in your Office under the above Index No. on APRIL 25, 20 12 covering the 706th US in Albany County:

PARCEL No. 1946-12-0000058

OWNER(S) MARGARET SCHAAP

ADDRESS 3068 New Scotland Rd

Town of New Scotland

TAX MAP No. 093 000 0002 031 000 0000

is hereby **WITHDRAWN** from said foreclosure proceeding by me for one or more of the following reasons (check all that apply):

☐ There is reason to believe that there may be a legal impediment to the enforcement of the tax lien(s) affecting said parcel.

☐ The tax lien(s) on said parcel has/have been canceled or is/are subject to cancellation pursuant to section 558 of the Real Property Tax Law.

☐ The enforcement of the tax lien(s) on said parcel has/have been stayed by the filing of a petition pursuant to the Bankruptcy Code of 1978 (Title 11 of the United States Code).

☒ If the Tax District were to acquire said parcel, there is a significant risk that it might be exposed to a liability substantially in excess of the amount that could be recovered by enforcing said tax lien(s).

RECEIVED
2017 OCT 13 AM 9:14
ALBANY COUNTY CLERK

1
The owner of said parcel has entered into an agreement to pay said tax lien(s) in installments pursuant to section 1184 of the Real Property Tax Law and has not defaulted thereon.

Said parcel was included in the Petition for Foreclosure in said proceeding, but it has since been demonstrated to my satisfaction as Enforcing Officer that said parcel is residential or farm property, and as such, said parcel is not yet subject to inclusion in such a Petition.

The facts which render said parcel eligible for withdrawal from said proceeding are as follows:

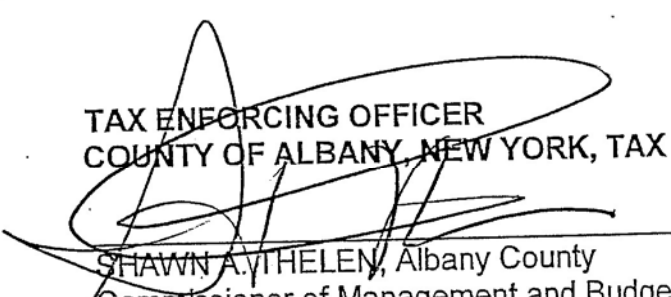
Possible Environmental Concerns

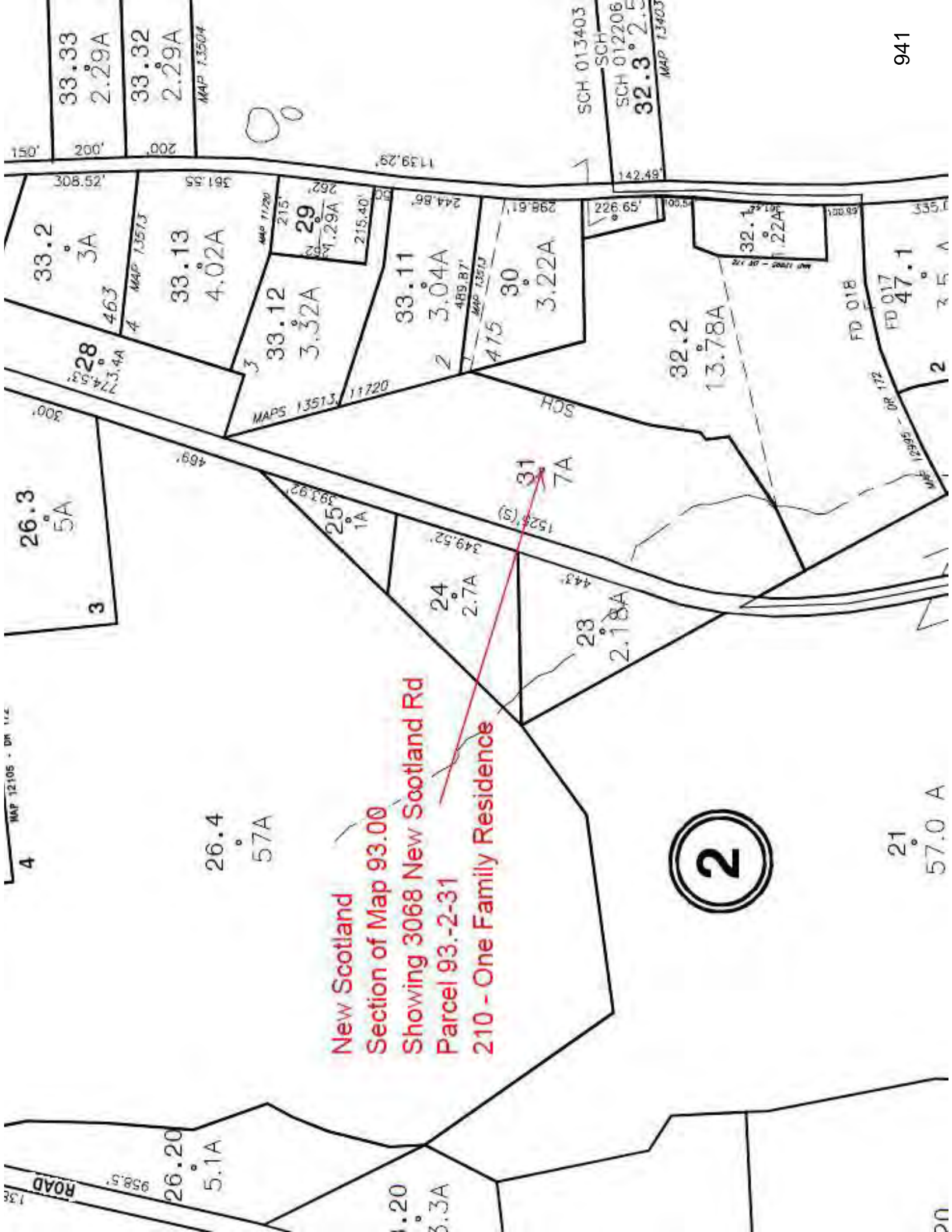
PLEASE TAKE FURTHER NOTICE that pursuant to Real Property Tax Law, §1138 (sub. 2 (b) you are therefore required and directed to upon the filing of this Certificate of Withdrawal in your Office enter on said List of Delinquent Taxes the word "withdrawn" and the date of such filing opposite the description of said parcel.

PLEASE TAKE FURTHER NOTICE that pursuant to Real Property Tax Law, §1138 (subd. 3) the filing of this Certificate of Withdrawal has no effect upon the delinquent real property tax lien(s) against said parcel, or upon the notice of pendency of said proceeding as to said parcel, unless such lien(s) are canceled and, if said lien(s) are not canceled, said proceeding may be reinstated against said parcel.

DATED: October 12, 2017

TAX ENFORCING OFFICER
COUNTY OF ALBANY, NEW YORK, TAX DISTRICT


SHAWN A. THELEN, Albany County
Commissioner of Management and Budget



New Scotland
Section of Map 93.00
Showing 3068 New Scotland Rd
Parcel 93.-2-31
210 - One Family Residence

2

07/16/2020 09:54
cmurray

COUNTY OF ALBANY
Real Estate Tax Statement

P 1
txtaxstm

PARCEL: 09300000020310000000

LOCATION: 3068 NEW SCOTLAND RD

OWNER:

SCHAAP MARGARET
3068 NEW SCOTLAND RD
VOORHEESVILLE NY 12186

STATUS:

TOTAL ACRES 7.000
DEFERRED ACRES .000
LAND VALUATION 60,000
BUILDING VALUATION 0
EXEMPTIONS 0
TAXABLE VALUATION 60,000
INTEREST PER DIEM 10,987.76

LEGAL DESCRIPTION:

DEED DATE:

BOOK/PAGE:

INTEREST DATE: 07/31/2020

YEAR INST	TYPE CHARGE	BILL	BILLED	PRIN DUE	INT DUE	TOTAL DUE
2020	RE-A	614				
1	NEW SCOT		1,858.04	1,858.04	111.48	1,969.52
			1,858.04	1,858.04	111.48	1,969.52
2019	RE-A	210				
1	NEW SCOT		1,880.06	1,880.06	338.41	2,218.47
			1,880.06	1,880.06	338.41	2,218.47
2018	RE-A	167				
1	NEW SCOT		1,816.16	1,816.16	544.85	2,361.01
	MAILING CH		1.00	1.00	.00	1.00
	LEGAL CHAR		225.00	225.00	.00	225.00
			2,042.16	2,042.16	544.85	2,587.01
			2,042.16	2,042.16	544.85	2,587.01
2017	LIEN	395				
1	NEWSCOT TL		1,841.11	1,841.11	773.27	2,614.38
	LEGAL CHAR		225.00	225.00	.00	225.00
			2,066.11	2,066.11	773.27	2,839.38
			2,066.11	2,066.11	773.27	2,839.38
2016	LIEN	651				
1	NEWSCOT TL		1,839.39	1,839.39	993.27	2,832.66
	LEGAL CHAR		150.00	150.00	.00	150.00
			1,989.39	1,989.39	993.27	2,982.66

07/16/2020 09:54
cmurray

COUNTY OF ALBANY
Real Estate Tax Statement

P 2
txtaxstm

YEAR INST	TYPE CHARGE	BILL	BILLED	PRIN DUE	INT DUE	TOTAL DUE
			1,989.39	1,989.39	993.27	2,982.66
2015	LIEN	263				
1	NEWSCOT TL		1,839.50	1,839.50	1,214.07	3,053.57
	LEGAL CHAR		150.00	150.00	.00	150.00
			1,989.50	1,989.50	1,214.07	3,203.57
			1,989.50	1,989.50	1,214.07	3,203.57
2014	LIEN	152				
1	NEWSCOT TL		1,832.37	1,832.37	1,429.25	3,261.62
	LEGAL CHAR		150.00	150.00	.00	150.00
			1,982.37	1,982.37	1,429.25	3,411.62
			1,982.37	1,982.37	1,429.25	3,411.62
2013	LIEN	742				
1	NEWSCOT TL		1,757.19	1,757.19	1,581.47	3,338.66
	LEGAL CHAR		150.00	150.00	.00	150.00
	TITLE SEAR		290.00	290.00	.00	290.00
			2,197.19	2,197.19	1,581.47	3,778.66
			2,197.19	2,197.19	1,581.47	3,778.66
2012	LIEN	209				
1	NEWSCOT TL		1,723.77	1,723.77	1,758.25	3,482.02
	LEGAL CHAR		150.00	150.00	.00	150.00
			1,873.77	1,873.77	1,758.25	3,632.02
			1,873.77	1,873.77	1,758.25	3,632.02
2011	LIEN	858				
1	NEWSCOT TL		1,834.59	1,834.59	2,061.23	3,895.82
	MAIL CHARG		27.00	27.00	.00	27.00
			1,861.59	1,861.59	2,061.23	3,922.82
			1,861.59	1,861.59	2,061.23	3,922.82

07/16/2020 09:54
cmurray

COUNTY OF ALBANY
Real Estate Tax Statement

P 3
txtaxstm

YEAR TYPE INST CHARGE	BILL	BILLED	PRIN DUE	INT DUE	TOTAL DUE
GRAND TOTALS		19,740.18	19,740.18	10,805.55	30,545.73

PARTIAL PAYMENTS ARE NOT ACCEPTED WITHOUT AN INSTALLMENT AGREEMENT
IF ANY PARCEL REMAINS SUBJECT TO ONE OR MORE DELINQUENT TAX LIENS,
THE PAYMENT YOU HAVE MADE WILL NOT POSTPONE THE ENFORCEMENT OF THE
OUTSTANDING LIEN OR LIENS. CONTINUED FAILURE TO PAY THE ENTIRE
AMOUNT OWED WILL RESULT IN THE LOSS OF THE PROPERTY(IES).

PAYMENT MADE TO:

ALBANY COUNTY DIVISION OF FINANCE
112 STATE ST. ROOM 1340
ALBANY, NY 12207
TEL: 447-7082

\$35.00 WILL BE CHARGED FOR ANY RETURNED CHECK
INTEREST WILL INCREASE ON THE 1ST OF THE MONTH

DANIEL P. MCCOY
COUNTY EXECUTIVE



SHAWN A. THELEN
COMMISSIONER

COUNTY OF ALBANY
DEPARTMENT OF MANAGEMENT AND BUDGET

M. DAVID REILLY
DEPUTY COMMISSIONER

[HTTP://WWW.ALBANYCOUNTY.COM/SEALEDBIDS](http://www.albanycounty.com/sealedbids)

NOTICE

Paul & Kathleen Zimmerman
415 Stove Pipe Road
Voorheesville, NY 12186

THE COUNTY OF ALBANY WITH BE OFFERING THE FOLOWING
PROPERTY FOR SALE BY SEALED BID AUCTION ONLINE

PROPERTY: Town of New Scotland-3068 New Scotland Road

AS YOU ARE AN ADJACENT/ABUTTING OWNER TO THIS
PROPERTY WE ARE NOTIFYING YOU THAT ALL INFORMATION
AND TERMS CONCERNING THIS SALE AND HOW TO PLACE A BID
IS EXPLAINED ON THE FOLLOWING WEBSITE:

www.albanycounty.com/sealedbids

This Sealed Bid Process will start ~~6/15/20~~ and end ~~7/15/20~~.

~~12~~
~~Nov~~

~~19~~
~~Nov~~

ALBANY COUNTY DEPARTMENT OF MANAGEMENT AND BUDGET

DATED

DANIEL P. MCCOY
COUNTY EXECUTIVE



SHAWN A. THELEN
COMMISSIONER

COUNTY OF ALBANY
DEPARTMENT OF MANAGEMENT AND BUDGET

M. DAVID REILLY
DEPUTY COMMISSIONER

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Joseph Cillis
439 Stove Pipe Road,
Voorheesville, NY 12186

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This Sealed Bid Process will start ~~6/15/20~~ and end ~~7/15/20~~.

*12
Nov*

*12
Nov*

ALBANY COUNTY DEPARTMENT OF MANAGEMENT AND BUDGET

DATED

DANIEL P. MCCOY
COUNTY EXECUTIVE



SHAWN A. THELEN
COMMISSIONER

COUNTY OF ALBANY
DEPARTMENT OF MANAGEMENT AND BUDGET

M. DAVID REILLY
DEPUTY COMMISSIONER

[HTTP://WWW.ALBANYCOUNTY.COM/SEALEDBIDS](http://www.albanycounty.com/sealedbids)

NOTICE

**Marc and Tracy Gibeau
385 Stove Pipe Road,
Voorheesville, NY 12186**

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www.albanycounty.com/sealedbids

This Sealed Bid Process will start ~~6/15/20~~ and end ~~7/15/20~~.

*12
N/20/20*

*12
N/66/20*

ALBANY COUNTY DEPARTMENT OF MANAGEMENT AND BUDGET

DATED

LEGAL NOTICE

In accordance with Albany County Legislative Resolution No. 29 of 2019, notice shall be given for any property that will be considered for transfer by the Albany County Legislature for economic development purposes. Pursuant to said resolution, notice is hereby given that property located in the Town of New Scotland, 3068 New Scotland Road, tax map No. 93.00-2-31 will be given consideration by Albany County Legislature for transfer.

**ALBANY COUNTY DEPARTMENT
OF MANAGEMENT AND BUDGET**

Dated: September 9, 2019

EV 9/19, 9/26/19

TIMES UNION

timesunion.com

Order Confirmation

Ad Order Number 0004074916	Customer Account 040365006
Sales Rep. bernarr	Customer Information ALBANY COUNTY DEPT OF FINANC 112 STATE ST ALBANY NY 122072019 USA
Order Taker bernarr	
Ordered By ANTHONY DILELLA	Phone: 5184474912
Order Source Phone	Fax: EEmail: Jeff.Neal@albanycountyny.gov

Ad Content Proof

Note: Ad size does not reflect actual ad

LEGAL NOTICE

In accordance with Albany County Legislative Resolution No. 29 of 2019, notice shall be given for any property that will be considered for transfer by the Albany County Legislature for economic development purposes. Pursuant to said resolution, notice is hereby given that property located in the Town of New Scotland, 3068 New Scotland Road, tax map No. 93.00-2-31 will be given consideration by Albany County Legislature for transfer.

ALBANY COUNTY DEPARTMENT OF MANAGEMENT AND BUDGET

Dated: September 9, 2019

TU 5(4074916)

Ad Cost

\$101.70

Payment Amt

\$0.00

Amount Due

\$101.70

Blind Box

Materials

Invoice Text

Resolution No. 29

Ad Number

0004074916-01

External Ad

Pick Up Number

Ad Type

120 Legal Liner

Ad Size

2 X 15 li

PO Number

Color

\$0.00

Color Requests

Product and Zone

Times Union, Full

Inserts

5

Placement

Legals

Note: Retail Display Ads May Not End in Identified Placement

Run Dates

9/16/2019, 9/17/2019, 9/18/2019, 9/19/2019, 9/20/2019

Product and Zone

timesunion.com, Full

Inserts

5

Placement

Legals

Note: Retail Display Ads May Not End in Identified Placement

Run Dates

9/16/2019, 9/17/2019, 9/18/2019, 9/19/2019, 9/20/2019



P.O. Box 12189
Albany, NY 12212-2189

CHECK NO. 181727

Payee: County of Albany

Address:

Account Detail

Share Draft

Fee/Withholding:

Payee County of Albany

Account #

CHKAMT

18,000.00

Balance

Ref:

NON-NEGOTIABLE Chk 181727 07-30-2020 12:05:34 PM Br 186-1862 Amt 18,000.00

DETACH BEFORE DEPOSITING

THIS DOCUMENT HAS ARTIFICIAL WATERMARK ON BACK • ENDORSEMENT BACKER • MICRO PRINT SIGNATURE LINE



A Federal Credit Union

P.O. Box 12189
Albany, NY 12212-2189

OFFICIAL CHECK



DATE:
07/30/2020

CHECK NO. 181727
29-7338/2213

PAY TO THE
ORDER OF

County of Albany

Ref:

PAY

Eighteen Thousand and 00/100

County of Albany

\$ **** 18,000.00 ****

3068 New Scotland Road

RESOLUTION NO. 326

AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT 3068 NEW SCOTLAND ROAD (TAX MAP NO. 93.-2-31) IN THE TOWN OF NEW SCOTLAND

Introduced: 9/14/20

By Audit and Finance Committee:

WHEREAS, The County of Albany has withdrawn from pending tax foreclosure proceedings a parcel of real property located at 3068 New Scotland Road (Tax Map No. 93.-2-31) in the Town of New Scotland, and has offered the property for bid through the sealed bid process, and

WHEREAS, The Commissioner of the Department of Management and Budget indicated the sealed bid was open for bid submissions from June 15, 2020 through July 15, 2020, and two bids were received, and

WHEREAS, Tracy L. Gibeau and Marc W. Gibeau, provided the selected bid as they provided a detailed description of how their ownership would facilitate the remediation of the property and how it would benefit the community, and offered \$18,000 to acquire the parcel, and

WHEREAS, Resolution No. 29 for 2019, the Albany County Real Property Disposition Plan, authorizes the conditional use of a sealed bid process in regards to parcels of real property that have been withdrawn from pending in rem foreclosure proceedings, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to execute on behalf of the County any documents necessary to convey property located at 3068 New Scotland Road (Tax Map No. 93.-2-31) in the Town of New Scotland to Tracy L. Gibeau and Marc W. Gibeau, 365 Stove Top Road, Voorheesville, NY 12186 for \$18,000 and, be it further

RESOLVED, That the County Attorney is authorized to approve said conveyance as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

DANIEL P. MCCOY
COUNTY EXECUTIVE



SHAWN A. THELEN
COMMISSIONER

COUNTY OF ALBANY
DEPARTMENT OF MANAGEMENT AND BUDGET
112 STATE STREET, SUITE 1200
ALBANY, NEW YORK 12207
OFFICE: (518) 447-5525
FAX: (518) 447-5589
www.albanycounty.com

M. DAVID REILLY
DEPUTY COMMISSIONER

July 23, 2020

Honorable Andrew Joyce
Chair, Albany County Legislature
112 State St., Rm. 710
Albany, NY 12207

Dear Chairman Joyce:

Pursuant to the "Albany County Disposition Plan" adopted pursuant to ABL Resolution # 29 of 2019, property withdrawn from tax foreclosure can be conditionally offered for sale by a Sealed Bid.

In this regard, the Department of Management and Budget conducted an online sealed bid process through the county website from the period beginning June 15, 2020 and ending July 15, 2020 at noon. This site allowed prospective bidders to view property information through individual "property folders" and they were given the ability to place a bid online for the properties offered. Property known as 95 Morris Road located in the Town of Colonie was listed as part of this process.

Legislative authorization is requested in two parts, to rescind the sale of 95 Morris Road previously granted per ABL Resolution No. 552 of 2019 and to approve the conveyance of this property to the sole bidder Mr. James Porcaro. The submission made by Mr. Porcaro indicates a benefit to the community stemming from the proposed use of this property.

If you have any questions regarding this request I can make myself available at your earliest convenience. Thank you for your consideration.

Sincerely Yours,

Shawn A. Thelen

cc:

Hon. Dennis Feeney, Majority Leader
Hon. Frank Mauriello, Minority Leader
Majority Counsel
Minority Counsel



Legislation Text

File #: TMP-1816, **Version:** 1

REQUEST FOR LEGISLATIVE ACTION

Description (e.g., Contract Authorization for Information Services):

Requesting Legislative Authority to Rescind a Sale of Property and Convey Property

Click or tap here to enter text.

Requesting Legislative Action to rescind the sale of property located in the Town of Colonie, 95 Morris Road previously granted and convey this property per the Sealed Bid Process conducted June 15 through July 15, 2020

Date:	July 30, 2020
Submitted By:	Shawn Thelen
Department:	Management and Budget
Title:	Commissioner
Phone:	518-447-7040
Department Rep.	Anthony DiLella
Attending Meeting:	David Reilly/Michael Mc Laughlin

Purpose of Request:

- ☐ Adopting of Local Law
- ☐ Amendment of Prior Legislation
- ☐ Approval/Adoption of Plan/Procedure
- ☐ Bond Approval
- ☐ Budget Amendment
- ☐ Contract Authorization
- ☐ Countywide Services
- ☐ Environmental Impact/SEQR
- ☐ Home Rule Request
- ☒ Property Conveyance
- ☐ Other: (state if not listed) Click or tap here to enter text.

CONCERNING BUDGET AMENDMENTS

Increase/decrease category (choose all that apply):

- ☐ Contractual

- ☐ Equipment
- ☐ Fringe
- ☐ Personnel
- ☐ Personnel Non-Individual
- ☐ Revenue

Increase Account/Line No.: Click or tap here to enter text.
Source of Funds: Click or tap here to enter text.
Title Change: Click or tap here to enter text.

CONCERNING CONTRACT AUTHORIZATIONS

Type of Contract:

- ☐ Change Order/Contract Amendment
- ☐ Purchase (Equipment/Supplies)
- ☐ Lease (Equipment/Supplies)
- ☐ Requirements
- ☐ Professional Services
- ☐ Education/Training
- ☐ Grant

Choose an item.

Submission Date Deadline Click or tap to enter a date.

- ☐ Settlement of a Claim
- ☐ Release of Liability
- ☐ Other: (state if not listed) Click or tap here to enter text.

Contract Terms/Conditions:

Party (Name/address):
Click or tap here to enter text.

Additional Parties (Names/addresses):
Click or tap here to enter text.

Amount/Raise Schedule/Fee: Click or tap here to enter text.
Scope of Services: Click or tap here to enter text.

Bond Res. No.: Click or tap here to enter text.
Date of Adoption: Click or tap here to enter text.

CONCERNING ALL REQUESTS

Mandated Program/Service: Yes ☐ No ☐
If Mandated Cite Authority: Click or tap here to enter text.

Is there a Fiscal Impact: Yes ☐ No ☐

Anticipated in Current Budget: Yes ☐ No ☐

County Budget Accounts:

Revenue Account and Line: Click or tap here to enter text.

Revenue Amount: Click or tap here to enter text.

Appropriation Account and Line: Click or tap here to enter text.

Appropriation Amount: Click or tap here to enter text.

Source of Funding - (Percentages)

Federal: Click or tap here to enter text.

State: Click or tap here to enter text.

County: Click or tap here to enter text.

Local: Click or tap here to enter text.

Term

Term: (Start and end date) Click or tap here to enter text.

Length of Contract: Click or tap here to enter text.

Impact on Pending Litigation

Yes ☐ No ☐

If yes, explain: Click or tap here to enter text.

Previous requests for Identical or Similar Action:

Resolution/Law Number: 551

Date of Adoption: 12/5/2019

Justification: (state briefly why legislative action is requested)

Properties are withdrawn from tax foreclosure as there exists a significant risk that the County of Albany might be exposed to a liability substantially in excess of the amount that could be recovered by foreclosing the tax lien.

Pursuant to ABL resolution No 29 of 2019 the Albany County Disposition Plan, properties “withdrawn” from a foreclosure proceeding can be offered for sale through a sealed bid process with the sale price criteria being “an amount which reflects the benefit to the community stemming from the proposed use of the property”. In this regard the Department of Management and Budget through the county website offered properties online through a sealed bid process which was conducted from June 15th until July 15, 2020. This process was governed by the “Terms and Conditions” as written by the Albany County Department of Law.

Legislative action is requested in two parts, to rescind the authorization to convey 95 Morris Rd located in Town of Colonie Tax Map no. 16.04-4-4.2 to Marc Awad per ALB Resolution #552 of 2019 and convey this property to Mr. James Porcaro, 872 Watervliet Shaker Road, Latham NY, 12210 for \$6,000. Mr. Porcaro was the sole bidder on this property and his submission indicates a detailed plan to rehabilitate this multi year tax delinquent property which intern will benefit the community.

Mr. Porcaro has deposited the full amount of the bid offered \$6,000 by certified funds with the Albany County Division of Finance.

The following shall be the responsibility of Mr. James Porcaro:

Any and all closing costs. All prior water, sewer and municipal charges not in the collection process of the Albany County Division of Finance as of the date of the property closing. Real estate taxes (Property, School Taxes) billed on and after January 1, 2021.



DANIEL P. MCCOY
COUNTY EXECUTIVE

SHAWN A. THELEN
COMMISSIONER

M. DAVID REILLY
DEPUTY COMMISSIONER

COUNTY OF ALBANY
DEPARTMENT OF MANAGEMENT AND BUDGET

TERMS AND CONDITIONS OF SEALED BID PROPERTY SALES

A. Bidding Process and Procedure

1. All bids shall be sealed with collusive bidding being prohibited.
2. All bids shall be submitted and processed online using the electronic Bid Submission Form.
3. A bidder is permitted to submit only one bid per property being offered for sale.
4. All sections of the Bid Submission Form shall be completed and the bid submitted together with all required back-up materials within the allowable timeframe for bidding indicated on the "Sealed Auction Bids" page of the Albany County website:
albanycounty.com/sealedbids.
5. The length of time a Sealed Bid shall be required to remain open will be indicated on the Bid Submission Form and will also be indicated on the website.

B. Bidder Eligibility and Implied Representations.

1. A prospective bidder is ineligible to bid if:
 - a) The bidder has failed to satisfactorily comply with any material representation made to Albany County with respect to the bidder's plans for the use, rehabilitation or economic development of any property previously purchased by the bidder from Albany County.
 - b) The bidder or the bidder's immediate family member(s), or anyone bidding on the bidder's behalf is/are the tax delinquent owner(s) or former owner(s) of any property located within Albany County
 - c) The bidder has lost title to property to Albany County because of delinquent tax foreclosure within the preceding 24 months.
 - d) The bidder has an unresolved Building Construction and Fire Safety Code violation in connection with other properties located within Albany County.

C. Terms of Sale Relating to Condition of Sealed Bid Properties

1. All sales are subject to non-reviewable discretionary approval of the County Executive and the Albany County Legislature, which approvals may be denied for any reason.
2. All properties offered for sale through the Sealed Bid process are sold without recourse in "where is" and "as is" condition as per its assessment roll description at the time it was foreclosed upon by Albany County with no representations or warranties of any kind made regarding the property's actual location, physical condition, title or legally permissible use.

C. Terms of Sale Relating to Condition of Sealed Bid Properties (continued from previous page)

3. Albany County shall not be liable for any conditions known or unknown on these properties, and the selected bidder shall be required to execute a release, hold harmless, and indemnification agreement in this regard at the closing on the sale thereof.
4. Properties offered for sale through the Sealed Bid process shall be sold with disclosure of the reasons for its withdrawal for either its appraised value, outstanding delinquent tax liability (inclusive of interest, penalties and legal charges) prior to its foreclosure, or an amount which in the sole non-reviewable discretionary opinion of Albany County reflects the best benefit to the community as a whole stemming from its proposed use.
5. A signed statement by the selected bidder will be required at the time of sale acknowledging bidder's receipt of full disclosure regarding the condition of the property offered for sale in so far as known to Albany County.
6. Deed title to the property will be transferred directly to the selected bidder pursuant to assignment without recourse.

D. Bidder's Due Diligence Requirements with Respect to Sealed Bid Properties

1. The bidder assumes all responsibility to investigate the physical condition of the property or of any structures or improvements located thereon.
2. By making a bid bidder certifies the bidder has made an on-site inspection of the property and has reviewed the online folder containing all information known to Albany County concerning the property available on the Albany County web page [Sealed Auction Bids \(albanycounty.com/sealedbids\)](http://albanycounty.com/sealedbids).

E. Bid Payment Process and Procedure.

Upon notification, the bidder chosen by the Commissioner of Management and Budget or his assignees shall immediately deposit the full bid amount with the Albany County Division of Finance, 112 State Street, Room 1340, Albany, New York 12207 either by certified mail or in person. Checks are to be made payable to Albany County Department of Management and Budget. No request for conveyance will be forwarded to the Albany County Legislature unless these funds are received. Upon Legislative approval, the approved bidder shall be responsible for all closing costs.

F. Sale Closing and Property Conveyance Process and Procedure

1. The selected bidder shall provide the information necessary to complete the required forms and documents for recording the Deed from the County of Albany in the Albany County Clerk's Office.
2. All real estate taxes not in the collection process of the Albany County Division of Finance at the date of closing are the responsibility of the selected bidder to pay.
3. All past due water bills not in the collection process of the Albany County Division of Finance at the date of closing are the responsibility of the selected bidder to pay.
4. All municipal charges or fees not in the collection process of the Albany County Division of Finance at the date of closing are the responsibility of the selected bidder to pay.
5. All recording fees shall be the responsibility of the selected bidder.

TOWN OF COLONIE
95 MORRIS ROAD



DiLella, Anthony

From: Lisa Kelley <apexreceivables@gmail.com>
Sent: Wednesday, July 15, 2020 8:01 AM
To: sealedbid
Subject: RE: 95 Morris Rd Bid
Attachments: 20200715075441093.pdf

Please see the attached paperwork for sealed bid

--

Thank You,

Lisa Kelley

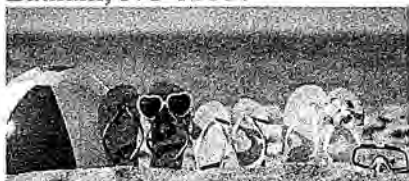
518-785-0795

E: apexreceivables@gmail.com

Apex Sewer and Drain Cleaning

872 Albany Shaker Rd

Latham, NY 12110



BIDDER INFORMATION - CONTACT AND DEED INFORMATION

*Bidder Name: James Porrao
*As it will appear on County deed

Address: 872 Albany Shaker Road Latham NY
12110

Phone: 518-857-7059 Email: apexreceivables@gmail.com

Preferred method of contact: ☒ Phone ☐ Email

TYPE OF ENTITY

- ☐ Individual
- ☒ Corporation
 Incorporated in what state: New York Date incorporated: 1992
 Authorized to do business in New York State? ☒ Yes ☐ No
- ☐ Partnership
 Indicate type of partnership: _____
 Number of general partners: _____ Number of limited partners: _____
- ☐ Not-for-profit
 Incorporated in what state: _____ Date incorporated: _____
- ☐ Limited Liability Company
 Formed in what state: _____ Date incorporated: _____
 Authorized to do business in New York State? ☐ Yes ☒ No
- ☐ Sole Proprietorship
 Name of Sole Proprietor: _____

PROPERTY INFORMATION AND BID AMOUNT OFFERED

COUNTY USE ONLY

PROPERTY INFORMATION

Property Address: 95 MORRIS ROAD

Municipality: TOWN OF COLONIE

Tax map No: 16.4-4-4.2

Description: ONE FAMILY RESIDENCE

Reason for Withdrawal from Foreclosure:

Environmental Concerns

"If the tax district were to acquire the parcel, there is a significant risk that it might be exposed to a liability substantially in excess of the amount that could be recovered by enforcing the tax lien."

Disposition plan excerpt being invoked:

An amount which reflects the benefit to the community stemming from the proposed use of the property.

Amount offered by bidder: \$ 6,000-

REASON FOR BIDDING ON PROPERTY

COMPLETE THIS SECTION IF YOU ARE SEEKING TO PURCHASE A BUILDING

- | | |
|---|--|
| ☒ Renovate | ☐ Occupy as owner occupant (use as primary residence) |
| ☐ Rehabilitate | ☐ Occupy this property as a rental |
| ☐ Occupy/operate As Is | ☐ Redevelop and re-sell |
| ☐ Demolish/deconstruct | ☐ Other _____ |
| ☐ New construction | |

COMPLETE THIS SECTION IF YOU ARE SEEKING TO PURCHASE A LOT

- ☐ New Construction
- ☐ Property Improvements (example: fencing, landscaping, garden/green space)
- ☐ Other _____

COMPLETE THIS SECTION IF YOU ARE SEEKING TO PURCHASE A SIDE-LOT*

- | | |
|--------------------------------------|--------------------------------------|
| ☐ Fence | ☐ Deck/Patio |
| ☐ Landscaping | ☐ Garage |
| ☐ Driveway | ☐ Other _____ |

Note: Bidders are responsible for verifying their respective property plan is compliant with local zoning. If the property plan does not comply with current zoning or land use laws, additional approvals may be required and are the sole responsibility of the bidder. Contact the appropriate municipality to find out more information.

Use the below space or attach additional sheets to indicate how your ownership and development of this property will benefit the community (attach additional supporting material as needed):

The property has been in ruins for 10 plus years. It will no longer be the eye sore that it is today.

It is very very close/on Morris Rd, around a blind bend - turn. The property is a very small lot. No turn around space. My business is next to this property so it will be easy to maintain.

I will look to renovate the property for rental usage or use the property to enhance the square footage as office space for business if town allows.

GENERAL COST ESTIMATE

Complete this section if bidding on a BUILDING

Estimated MATERIAL Cost: \$ 10,000 Estimated LABOR Cost: \$ 5,000

Total: \$ 15,000

Complete this section if bidding on a VACANT LOT

Estimated MATERIAL Cost: \$ _____ Estimated LABOR Cost: \$ _____

Total: \$ 0

Explanation of costs:

New furnace system, Kitchen area
Cabinets etc. Bathroom if needed
New plumbing in whole house.
Blacktop?

PROPERTY OWNERSHIP HISTORY

If you answer YES to any of these questions, attach an explanation. Please provide complete, accurate and current information. Please be advised information provided will be independently verified.

THIS INFORMATION APPLIES TO ALL MEMBERS, PARTNERS AND SHAREHOLDERS

Do you own any properties in Albany County?

(attach a list with addresses, property type and year acquired)

☒ Yes ☐ No

Does any property you own currently have code violations?

☐ Yes ☒ No

Are you an owner of tax delinquent property?

☐ Yes ☒ No

Have you filed for bankruptcy within the past 7 years?

☐ Yes ☒ No

Have you owned property foreclosed on for tax-delinquency?

☐ Yes ☒ No

Have you or a family member previously owned the property for which you are applying?

☐ Yes ☒ No

97-99 Morris Rd. 2018

BIDDER CERTIFICATION (PLEASE READ CAREFULLY BEFORE SIGNING)

I HEREBY CERTIFY THAT:

1. I understand that by submitting a bid on the listed parcel, I am accepting the terms and conditions stated in the Albany County Disposition Plan adopted by Albany County Legislative Resolution No. 29 of 2019 "Properties which will be discretionally conveyed by the County to individuals or entities for economic development purposes" section B and all terms and conditions for the Sealed Bid process.
2. I also understand that all properties offered through the "Sealed Bid" process by Albany County are sold in "as is" condition and no warranties are made regarding property condition. The bidder assumes all responsibility to investigate, and if necessary, repair the physical condition of the properties or of any structures or improvements located on any of the properties
3. I have reviewed the online folder with information concerning this property listed on the Albany County website page www.albanycounty.com/sealedbids.
4. I understand that the Albany County Executive or the Albany County Legislature may decline my offer to acquire this property for any reason.
5. If I am the approved Bidder, upon notification I will immediately deposit the full purchase price via certified funds with the Albany County Division of Finance either by certified mail or in person as without this deposit my bid will not be forwarded to the Albany County Legislature for review.
6. I understand that all real estate taxes, past due water bills and municipal charges not in the collection of Albany County at the date of closing are my responsibility to pay. I also understand that any and all closing costs are also my responsibility.

BY ENTERING YOUR NAME(S) BELOW, YOU CERTIFY THAT YOU HAVE READ, UNDERSTAND AND AGREE TO BE BOUND BY ALL TERMS CONTAINED HEREIN AND YOU FURTHER CERTIFY THAT ALL OF THE STATEMENTS SET FORTH BY YOU IN THIS DOCUMENT ARE COMPLETE AND TRUE.

James A. Porcand

Applicant Name (Print)

[Signature]

Signature

7-4-20

Date

Co-Applicant Name (Print)

Signature

Date

THIS ENTIRE FORM MUST BE SUBMITTED BY EMAIL TO SEALEDID@ALBANYCOUNTYNY.GOV
BY THE FOLLOWING DATE: July 15, 2020 12 Noon



DEPARTMENT OF MANGEMENT AND BUDGET

SEALED BID - BIDDER REVIEW- Bidding Session-July 15, 2020

PROPERTY BID ON INFORMATION

Municipality - Colonie

Address of Property -95 Morris Road

Tax Map Number-16.4-4-4.2

Property Description-One Family Residence

BIDDER NAME AND PROPERTIES OWNED BY BIDDER

Bidders-James Pocaro

Town of Colonie-872 Albany Shaker Road

Town of Knox –Bozenkill Road

CODE ENFORCEMENT INFORMATION

No outstanding violations-Verified with Town of Colonie Code Enforcement officer 7/27/20

No outstanding violations-Verified with Town of Knox Code Enforcement officer 7/31/20

DELINQUENT TAX INFORMATION

No delinquent taxes-Verified with Albany County Tax Records Supervisor 7/28/20

COUNTY FORECLOSURE INFORMATION

Not Applicable

Signed-----

ANTHONY DILELLA

Property Manager

DATE-----



DANIEL P. MCCOY
COUNTY EXECUTIVE

COUNTY OF ALBANY
OFFICE OF THE EXECUTIVE
112 STATE STREET, ROOM 1200
ALBANY, NEW YORK 12207-2021
(518) 447-7040 - FAX (518) 447-5589
WWW.ALBANYCOUNTY.COM

PHILIP F. CALDERONE, ESQ.
DEPUTY COUNTY EXECUTIVE

July 1, 2019

Joe LaCivita,
Director
Planning and Economic Development Department
Town of Colonie
Public Operations Center
347 Old Niskayuna Road
Latham, NY 12110

Director LaCivita,

Pursuant to the newly authorized Albany County Property Disposition Plan, I am contacting you to make you aware we are undertaking a sealed bid auction to dispense of the property located at 95 Morris Rd. within the Town of Colonie. Provided an appropriate bid is received and that bid gains passage in the County Legislature, we will convey tax map parcel number 16.4-4-4.2 to a private entity.

We view this transaction as beneficial to both County and Town residents since it will put a potentially environmentally problematic and tax delinquent property back into productive use. Please let us know if you know of any potential issues that might arise with such a transfer or if the Town of Colonie has any objection.

Best,

Mike McLaughlin
Director of Policy and Research

RESOLUTION NO. 552

AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT 95 MORRIS ROAD (TAX MAP NO. 16.4-4-4.2) IN THE TOWN OF COLONIE

Introduced: 12/5/19

By Audit and Finance Committee:

WHEREAS, The County of Albany has withdrawn a property located at 95 Morris Road (Tax Map No. 16.4-4-4.2) in the Town of Colonie from a filed in rem foreclosure proceeding, and

WHEREAS, Pursuant to the Albany County Disposition Plan adopted per Resolution No. 29 for 2019, a sealed bid process may be used regarding the conveyance of withdrawn real property, and

WHEREAS, The Commissioner of the Department of Management and Budget has indicated that the County received two sealed bids for said parcel, and has recommended that the parcel be conveyed to the highest responsive bidder, Mr. Marc Awad, Albany NY 12209, for the amount of \$10,000, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to execute on behalf of the County any documents necessary to convey 95 Morris Road (Tax Map No. 16.4-4-4.2) in the Town of Colonie to Mr. Marc Awad, Albany NY 12209, for the amount of \$10,000, and, be it further

RESOLVED, That the County Attorney is authorized to approve said conveyances as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

Adopted by unanimous vote – 12/5/19

CERTIFICATE OF WITHDRAWAL

(Real Property Tax Law, §1138 (subds.1, 2 and 3))

INDEX NO. 1946-12

TO THE ALBANY COUNTY CLERK:

PLEASE TAKE NOTICE that the following parcel of real property included on the List of Delinquent Taxes for the "In Rem" delinquent tax lien foreclosure proceeding filed by the County of Albany, New York, Tax District in your Office under the above Index No. on APRIL 25, 2012 covering the TOWNS in Albany County:

PARCEL No. 1946-12-0000063
OWNER(S) Ruth Gillam
ADDRESS 95 Morris Rd
Town of Colmie
TAX MAP No. 01600400040040020000

RECEIVED
2017 OCT 13 AM 9:14
ALBANY COUNTY CLERK

is hereby **WITHDRAWN** from said foreclosure proceeding by me for one or more of the following reasons (check all that apply):

☐ There is reason to believe that there may be a legal impediment to the enforcement of the tax lien(s) affecting said parcel.

☐ The tax lien(s) on said parcel has/have been canceled or is/are subject to cancellation pursuant to section 558 of the Real Property Tax Law.

☐ The enforcement of the tax lien(s) on said parcel has/have been stayed by the filing of a petition pursuant to the Bankruptcy Code of 1978 (Title 11 of the United States Code).

☒ If the Tax District were to acquire said parcel, there is a significant risk that it might be exposed to a liability substantially in excess of the amount that could be recovered by enforcing said tax lien(s).

_____ The owner of said parcel has entered into an agreement to pay said tax lien(s) in installments pursuant to section 1184 of the Real Property Tax Law and has not defaulted thereon.

_____ Said parcel was included in the Petition for Foreclosure in said proceeding, but it has since been demonstrated to my satisfaction as Enforcing Officer that said parcel is residential or farm property, and as such, said parcel is not yet subject to inclusion in such a Petition.

The facts which render said parcel eligible for withdrawal from said proceeding are as follows: _____

Possible Environmental Concerns

PLEASE TAKE FURTHER NOTICE that pursuant to Real Property Tax Law, §1138 (sub. 2 (b) you are therefore required and directed to upon the filing of this Certificate of Withdrawal in your Office enter on said List of Delinquent Taxes the word "withdrawn" and the date of such filing opposite the description of said parcel.

PLEASE TAKE FURTHER NOTICE that pursuant to Real Property Tax Law, §1138 (subd. 3) the filing of this Certificate of Withdrawal has no effect upon the delinquent real property tax lien(s) against said parcel, or upon the notice of pendency of said proceeding as to said parcel, unless such lien(s) are canceled and, if said lien(s) are not canceled, said proceeding may be reinstated against said parcel.

DATED: October 12, 2017

TAX ENFORCING OFFICER
COUNTY OF ALBANY, NEW YORK, TAX DISTRICT

SHAWN A. THELEN, Albany County
Commissioner of Management and Budget

Town of Colonie
Section of Tax Map 16.04
Showing 95 Morris Road
Parcel 16.4-4-4.2
1 Family Residence

MORRIS ROAD

LISHA

MOHAWK

Issued by RPTSA - 5/14/2019

975

07/16/2020 09:54
cmurray

COUNTY OF ALBANY
Real Estate Tax Statement

P 1
txtaxstm

PARCEL: 01600400040040020000

LOCATION: 95 MORRIS RD

OWNER:
GILLAM RUTH
ATTN: DONNA LETO
2893 CURRY RD
SCHENECTADY NY 12303

STATUS:
SQUARE FEET 3,049
LAND VALUATION 35,000
BUILDING VALUATION 0
EXEMPTIONS 0
TAXABLE VALUATION 35,000
INTEREST PER DIEM 10,319.64

LEGAL DESCRIPTION:

DEED DATE: BOOK/PAGE: INTEREST DATE: 07/31/2020

YEAR INST	TYPE CHARGE	BILL	BILLED	PRIN DUE	INT DUE	TOTAL DUE
2020	RE-5	1533				
1	COLONIE TO		1,811.83	1,811.83	108.71	1,920.54
			1,811.83	1,811.83	108.71	1,920.54
2019	RE-5	960				
1	COLONIE TO		1,789.39	1,789.39	322.09	2,111.48
			1,789.39	1,789.39	322.09	2,111.48
2018	RE-5	1415				
1	COLONIE TO		1,735.86	1,735.86	520.76	2,256.62
	MAILING CH		1.00	1.00	.00	1.00
	LEGAL CHAR		225.00	225.00	.00	225.00
			1,961.86	1,961.86	520.76	2,482.62
			1,961.86	1,961.86	520.76	2,482.62
2017	LIEN	580				
1	COLONIE TL		1,750.70	1,750.70	735.29	2,485.99
	LEGAL CHAR		225.00	225.00	.00	225.00
			1,975.70	1,975.70	735.29	2,710.99
			1,975.70	1,975.70	735.29	2,710.99
2016	LIEN	296				
1	COLONIE TL		1,741.09	1,741.09	940.19	2,681.28
	LEGAL CHAR		150.00	150.00	.00	150.00
			1,891.09	1,891.09	940.19	2,831.28

07/16/2020 09:54
cmurray

COUNTY OF ALBANY
Real Estate Tax Statement

P 2
txtaxstm

YEAR INST	TYPE CHARGE	BILL	BILLED	PRIN DUE	INT DUE	TOTAL DUE
			1,891.09	1,891.09	940.19	2,831.28
2015	LIEN	418				
1	COLONIE TL		1,712.06	1,712.06	1,129.96	2,842.02
	LEGAL CHAR		150.00	150.00	.00	150.00
			1,862.06	1,862.06	1,129.96	2,992.02
			1,862.06	1,862.06	1,129.96	2,992.02
2014	LIEN	353				
1	COLONIE TL		1,671.68	1,671.68	1,303.91	2,975.59
	LEGAL CHAR		150.00	150.00	.00	150.00
			1,821.68	1,821.68	1,303.91	3,125.59
			1,821.68	1,821.68	1,303.91	3,125.59
2013	LIEN	360				
1	COLONIE TO		1,607.60	1,607.60	1,446.84	3,054.44
	LEGAL CHAR		150.00	150.00	.00	150.00
	MAIL CHARG		1.00	1.00	.00	1.00
	TITLE SEAR		290.00	290.00	.00	290.00
			2,048.60	2,048.60	1,446.84	3,495.44
			2,048.60	2,048.60	1,446.84	3,495.44
2012	LIEN	495				
1	COLONIE TL		1,567.71	1,567.71	1,599.06	3,166.77
	LEGAL CHAR		150.00	150.00	.00	150.00
			1,717.71	1,717.71	1,599.06	3,316.77
			1,717.71	1,717.71	1,599.06	3,316.77
2011	LIEN	289				
1	COLONIE TL		1,816.64	1,816.64	2,040.77	3,857.41
	MAIL CHARG		27.00	27.00	.00	27.00
			1,843.64	1,843.64	2,040.77	3,884.41
			1,843.64	1,843.64	2,040.77	3,884.41

07/16/2020 09:54
cmurray

COUNTY OF ALBANY
Real Estate Tax Statement

P 3
txtaxstm

YEAR TYPE	BILL				
INST CHARGE		BILLED	PRIN DUE	INT DUE	TOTAL DUE
GRAND TOTALS		18,723.56	18,723.56	10,147.58	28,871.14

PARTIAL PAYMENTS ARE NOT ACCEPTED WITHOUT AN INSTALLMENT AGREEMENT
IF ANY PARCEL REMAINS SUBJECT TO ONE OR MORE DELINQUENT TAX LIENS,
THE PAYMENT YOU HAVE MADE WILL NOT POSTPONE THE ENFORCEMENT OF THE
OUTSTANDING LIEN OR LIENS. CONTINUED FAILURE TO PAY THE ENTIRE
AMOUNT OWED WILL RESULT IN THE LOSS OF THE PROPERTY(IES).

PAYMENT MADE TO:

ALBANY COUNTY DIVISION OF FINANCE
112 STATE ST. ROOM 1340
ALBANY, NY 12207
TEL: 447-7082

\$35.00 WILL BE CHARGED FOR ANY RETURNED CHECK
INTEREST WILL INCREASE ON THE 1ST OF THE MONTH

DANIEL P. MCCOY
COUNTY EXECUTIVE



SHAWN A. THELEN
COMMISSIONER

COUNTY OF ALBANY
DEPARTMENT OF MANAGEMENT AND BUDGET

M. DAVID REILLY
DEPUTY COMMISSIONER

[HTTP://WWW.ALBANYCOUNTY.COM/SEALEDBIDS](http://www.albanycounty.com/sealedbids)

NOTICE

James Porcaro, LLC
872 Albany Shaker Road
Latham, NY 12110

THE COUNTY OF ALBANY WITH BE OFFERING THE FOLOWING
PROPERTY FOR SALE BY SEALED BID AUCTION ONLINE

PROPERTY: Town of Colonie-95 Morris Road

AS YOU ARE AN ADJACENT/ABUTTING OWNER TO THIS
PROPERTY WE ARE NOTIFYING YOU THAT ALL INFORMATION
AND TERMS CONCERNING THIS SALE AND HOW TO PLACE A BID
IS EXPLAINED ON THE FOLLOWING WEBSITE:

www.albanycounty.com/sealedbids

This Sealed Bid Process will start ¹²6/15/20 and end ¹⁴7/15/20 .

noon

noon

ALBANY COUNTY DEPARTMENT OF MANAGEMENT AND BUDGET

DATED

DANIEL P. MCCOY
COUNTY EXECUTIVE



SHAWN A. THELEN
COMMISSIONER

COUNTY OF ALBANY
DEPARTMENT OF MANAGEMENT AND BUDGET

M. DAVID REILLY
DEPUTY COMMISSIONER

[HTTP://WWW.ALBANYCOUNTY.COM/SEALEDBIDS](http://www.albanycounty.com/sealedbids)

NOTICE

**Susan Tuttle and Joan Grice-Davignon
89 Morris Road
Schenectady, NY 12304**

THE COUNTY OF ALBANY WITH BE OFFERING THE FOLOWING
PROPERTY FOR SALE BY SEALED BID AUCTION ONLINE

PROPERTY: Town of Colonie-95 Morris Road

AS YOU ARE AN ADJACENT/ABUTTING OWNER TO THIS
PROPERTY WE ARE NOTIFYING YOU THAT ALL INFORMATION
AND TERMS CONCERNING THIS SALE AND HOW TO PLACE A BID
IS EXPLAINED ON THE FOLLOWING WEBSITE:

www.albanycounty.com/sealedbids

This Sealed Bid Process will start *6/15/20* and end *7/15/20*.

*12
Noon*

*12
Noon*

ALBANY COUNTY DEPARTMENT OF MANAGEMENT AND BUDGET

DATED

DANIEL P. MCCOY
COUNTY EXECUTIVE



SHAWN A. THELEN
COMMISSIONER

COUNTY OF ALBANY
DEPARTMENT OF MANAGEMENT AND BUDGET

M. DAVID REILLY
DEPUTY COMMISSIONER

[HTTP://WWW.ALBANYCOUNTY.COM/SEALEDBIDS](http://www.albanycounty.com/sealedbids)

NOTICE

**Catherine LeBarge
91 Morris Road,
Schenectady, NY 12304**

THE COUNTY OF ALBANY WITH BE OFFERING THE FOLOWING
PROPERTY FOR SALE BY SEALED BID AUCTION ONLINE

PROPERTY: Town of Colonie-95 Morris Road

AS YOU ARE AN ADJACENT/ABUTTING OWNER TO THIS
PROPERTY WE ARE NOTIFYING YOU THAT ALL INFORMATION
AND TERMS CONCERNING THIS SALE AND HOW TO PLACE A BID
IS EXPLAINED ON THE FOLLOWING WEBSITE:
www.albanycounty.com/sealedbids

This Sealed Bid Process will start *6/15/20* and end *7/15/20*.

*12
noon*

*12
Noon*

ALBANY COUNTY DEPARTMENT OF MANAGEMENT AND BUDGET

DATED

LEGAL NOTICE

In accordance with Albany County Legislative Resolution No. 29 of 2019 which states notice shall be given for any property that will be considered for transfer by the Albany County Legislature for economic development purposes, pursuant to said resolution, notice is hereby given that property located in the Town of Colonie, 95 Morris Road, tax map No. 16.4-4-4.2 will be given consideration by the Albany County Legislature for transfer.

**ALBANY COUNTY DEPARTMENT
OF MANAGEMENT AND BUDGET**

Dated: May/1/2019

Albany, New York

EV 5/9, 5/16/19

TIMES UNION

timesunion.com

Order Confirmation

Ad Order Number

0004053812

Customer Account

040365006

Sales Rep.

bernarr

Customer Information

ALBANY COUNTY DEPT OF FINANC

112 STATE ST

ALBANY NY 122072019

USA

Order Taker

bernarr

Ordered By

ANTHONY DILELLA

Phone: 5184477158**Fax:****E-Mail:** Anthony.DiLella@albanycounty
ny.gov**Order Source**

Phone

Ad Content Proof

Note: Ad size does not reflect actual ad

LEGAL NOTICE

In accordance with Albany County Legislative Resolution No. 29 of 2019 which states notice shall be given for any property that will be considered for transfer by the Albany County Legislature for economic development purposes, pursuant to said resolution, notice is hereby given that property located in the Town of Colonie, 95 Morris Road, tax map No. 16.4-4-4.2 will be given consideration by the Albany County Legislature for transfer.

ALBANY COUNTY DEPARTMENT OF MANAGEMENT AND BUDGET

Dated: May 1, 2019

Albany, New York

TU514053812

Ad Cost

\$122.04

Payment Amt

\$0.00

Amount Due

\$122.04

Blind Box**Materials****Invoice Text**

Resolution No. 29 - #16.4-4-4.2

Ad Number

0004053812-01

External Ad #**Pick Up Number**

0004053811

Ad Type

120 Legal Liner

Ad Size

3 X 12 li

PO Number**Color**

\$0.00

Color Requests**Product and Zone**

Times Union, Full

Inserts

5

Placement

Legals

Note: Retail Display Ads May Not End in Identified Placement

Run Dates

5/6/2019, 5/7/2019, 5/8/2019, 5/9/2019, 5/10/2019

Product and Zone

timesunion.com, Full

Inserts

5

Placement

Legals

Note: Retail Display Ads May Not End in Identified Placement

Run Dates

5/6/2019, 5/7/2019, 5/8/2019, 5/9/2019, 5/10/2019



COUNTY OF ALBANY
DIVISION OF FINANCE

DEPOSIT TRANSMITTAL

Division of Finance, Cash Receipts, 112 State Street, Suite 117, Albany, New York 12207
Office: (518) 447-7070, Fax: (518) 447-5516
PLEASE PRINT OR TYPE INFORMATION

DEPARTMENT: Please select one. You may also type in additional information.

ADDRESS: _____

Total Number of Checks: 1

Total Amount of Checks: 6,000 -

Total Amount of Cash: \$0.00

Total Deposit: \$6,000.00

[illegible]

THIS CHECK IS VOID WITHOUT A PURPLE & BLUE BORDER AND BACKGROUND PLUS A KNIGHT & FINGERPRINT WATERMARK ON THE BACK - HOLD AT ANGLE TO VIEW

Pioneer Bank
652 Albany Shaker Road
Albany, NY 12211

TELLER'S CHECK

Acad 90 - 95 Morris
CHECK NO. 20033670

50-7137
2213

JAMES A. PORCARO

DATE
July 22, 2020

AMOUNT
\$*****6,000.00

PAY SIX THOUSAND AND 00/100

TO THE COUNTY OF ALBANY

~~DRAWER: PIONEER BANK~~

AUTHORIZED SIGNATURES

RESOLUTION NO. 327

RESCINDING RESOLUTION NO. 552 FOR 2019 AND AUTHORIZING THE CONVEYANCE OF 95 MORRIS ROAD (TAX MAP NO. 16.4-4-4.2) IN THE TOWN OF COLONIE

Introduced: 9/14/20

By Audit and Finance Committee:

WHEREAS, By Resolution No. 552 for 2019, this Honorable Body authorized the conveyance of a parcel of real property withdrawn for a filed in rem foreclosure proceeding located at 95 Morris Road (Tax Map No. 16.4-4-4.2) in the Town of Colonie, and

WHEREAS, The Commissioner of the Department of Management and Budget has indicated that the County has been unable to close on the conveyance of said parcel, and

WHEREAS, Resolution No. 29 for 2019, the Albany County Real Property Disposition Plan, authorizes the conditional use of a sealed bid process in regards to parcels of real property that have been withdrawn from pending in rem foreclosure proceedings, and

WHEREAS, The Commissioner indicated the sealed bid was open for bid submissions from June 15, 2020 through July 15, 2020, and one bid was received, and

WHEREAS, James Porcaro was the sole bidder on the parcel and has offered \$6,000 in order to acquire the property, now, therefore be it

RESOLVED, By the Albany County Legislature, that Resolution No. 522 for 2019 is hereby rescinded, and, be it further

RESOLVED, That the County Executive is authorized to execute on behalf of the County any documents necessary to convey 95 Morris Road (Tax Map No. 16.4-4-4.2) in the Town of Colonie to James Porcaro, 872 Watervliet Shaker Road, Latham NY, 12210 for the amount of \$6,000, and, be it further

RESOLVED, That the County Attorney is authorized to approve said conveyance as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

DANIEL P. MCCOY
COUNTY EXECUTIVE



SHAWN A. THELEN
COMMISSIONER

COUNTY OF ALBANY
DEPARTMENT OF MANAGEMENT AND BUDGET
112 STATE STREET, SUITE 1200
ALBANY, NEW YORK 12207
OFFICE: (518) 447-5525
FAX: (518) 447-5589
www.albanycounty.com

M. DAVID REILLY
DEPUTY COMMISSIONER

August 19, 2020

Honorable Andrew Joyce
Chair, Albany County Legislature
112 State St., Rm. 710
Albany, NY 12207

Chairman Joyce:

Legislative authorization is requested to allow the County Executive, through the Departments of Management and Budget and Human Resources, to create an Early Separation Payment program to incentivize employees who are interested in leaving the County workforce. This one-time payment of \$15,000 would be contingent upon the application being approved by Management and Budget, Human Resources and the Department head overseeing the employee to guarantee that the position can be defunded in 2021 without negatively impacting operations. If it is determined that the department can do without funding this position in 2021, or do without a similarly funded position, then the applicant will be approved and a contract will be signed.

We are requesting authorization to proceed with this program at this time and will come back for a budget amendment to fund the payouts later in the year, once the exact number of accepted applications have been processed. We anticipate this budget amendment will be accomplished through the utilization of underutilized lines from various departments from which the accepted applications come. This authorization request is for an amount not to exceed 50 employees total, for a cost of up to \$750,000. While the total impacts to both 2020 costs as well as 2021 savings will not be known until the positions are approved we estimate that this will save the County approximately three million dollars in 2021 between salary and fringe benefits. Should demand for the program exceed this 50 employee threshold and there is a desire to expand the program, we will return to the Legislature for authorization to do so.

I look forward to discussing this at the next round of Legislative Committee meetings, if you have any questions before then, please reach out so that we can discuss this.

Sincerely yours,

M. David Reilly

cc:

Hon. Dennis Feeney, Majority Leader
Hon. Frank Mauriello, Minority Leader
Majority Counsel
Minority Counsel



Legislation Text

File #: TMP-1842, **Version:** 1

REQUEST FOR LEGISLATIVE ACTION

Description (e.g., Contract Authorization for Information Services):

Authorization for Early Separation Payout

Date: 8/18/2020
Submitted By: David Reilly
Department: Management & Budget
Title: Deputy Commissioner
Phone: 447-7034
Department Rep.
Attending Meeting: David Reilly/Michael McLaughlin

Purpose of Request:

- ☐ Adopting of Local Law
- ☐ Amendment of Prior Legislation
- ☒ Approval/Adoption of Plan/Procedure
- ☐ Bond Approval
- ☐ Budget Amendment
- ☐ Contract Authorization
- ☐ Countywide Services
- ☐ Environmental Impact/SEQR
- ☐ Home Rule Request
- ☐ Property Conveyance
- ☐ Other: (state if not listed) Click or tap here to enter text.

CONCERNING BUDGET AMENDMENTS

Increase/decrease category (choose all that apply):

- ☐ Contractual
- ☐ Equipment
- ☐ Fringe
- ☐ Personnel
- ☐ Personnel Non-Individual

☐ Revenue

Increase Account/Line No.: Click or tap here to enter text.

Source of Funds: Click or tap here to enter text.

Title Change: Click or tap here to enter text.

CONCERNING CONTRACT AUTHORIZATIONS

Type of Contract:

☐ Change Order/Contract Amendment

☐ Purchase (Equipment/Supplies)

☐ Lease (Equipment/Supplies)

☐ Requirements

☐ Professional Services

☐ Education/Training

☐ Grant

Choose an item.

Submission Date Deadline Click or tap to enter a date.

☐ Settlement of a Claim

☐ Release of Liability

☐ Other: (state if not listed) Click or tap here to enter text.

Contract Terms/Conditions:

Party (Name/address):

Click or tap here to enter text.

Additional Parties (Names/addresses):

Click or tap here to enter text.

Amount/Raise Schedule/Fee: Click or tap here to enter text.

Scope of Services: Click or tap here to enter text.

Bond Res. No.: Click or tap here to enter text.

Date of Adoption: Click or tap here to enter text.

CONCERNING ALL REQUESTS

Mandated Program/Service: Yes ☐ No ☒

If Mandated Cite Authority: Click or tap here to enter text.

Is there a Fiscal Impact: Yes ☒ No ☐

Anticipated in Current Budget: Yes ☐ No ☒

County Budget Accounts:

Revenue Account and Line: Click or tap here to enter text.
Revenue Amount: Click or tap here to enter text.

Appropriation Account and Line: To be determined
Appropriation Amount: Click or tap here to enter text.

Source of Funding - (Percentages)

Federal: Click or tap here to enter text.
State: Click or tap here to enter text.
County: Click or tap here to enter text.
Local: 100

Term

Term: (Start and end date) Click or tap here to enter text.
Length of Contract: Click or tap here to enter text.

Impact on Pending Litigation Yes ☐ No ☒
If yes, explain: Click or tap here to enter text.

Previous requests for Identical or Similar Action:

Resolution/Law Number: Click or tap here to enter text.
Date of Adoption: Click or tap here to enter text.

Justification: (state briefly why legislative action is requested)

The COVID-19 pandemic has created an uncertain economic environment both globally and locally. One of the strategies developed by the County Executive and the Department of Management and Budget to prepare for the anticipated financial difficulties is to create an Early Separation Payment (ESP) to be offered to full time County Employees, granting a \$15,000 one-time payment to employees who have signed up for the program and leave their position by 12/15/2020. Employees who request inclusion in this program will have their request vetted by their department head as well as the Departments of Management and Budget and Human Resources. If it is determined that the department can do without funding this position in 2021 or giving up a similarly funded position(s) then the applicant will be included and a contract will be signed.

We are requesting authorization to proceed with this program at this time and will come back for a budget amendment to fund the payouts later in the year, once the exact number of accepted applications have been processed. We anticipate this budget amendment will be accomplished through the utilization of underutilized lines from various departments from which the accepted applications come. This authorization request is for an amount not to exceed 50 employees total, for a cost of up to \$750,000. While the total impacts to both 2020 costs as well as 2021 saving will not be known until the positions are approved we estimate that this will save the County at least three million dollars in 2021 between salary and fringe benefits. Should demand for the program exceed this 50 employee threshold and there is a desire to expand the program, we will return to the Legislature for authorization to do so.



DANIEL P. MCCOY
COUNTY EXECUTIVE

COUNTY OF ALBANY
DEPARTMENT OF MANAGEMENT AND BUDGET
112 STATE STREET, ROOM 1200
ALBANY, NEW YORK 12207
PHONE: (518) 447-5525 FAX: (518) 447-5589
www.albanycounty.com

SHAWN A. THELEN
COMMISSIONER

M. DAVID REILLY
DEPUTY COMMISSIONER

Dear County Employee,

The COVID-19 pandemic has created a devastating economic crisis globally and locally. With the County having projected revenue shortfalls of an estimated forty million dollars (\$40,000,000.00) and the state potentially reducing funding by twenty percent (20%) to mandated programs, the task of preparing the 2021 budget has become daunting to say the least.

Despite these challenges, the County of Albany continues to work tirelessly to find solutions to our budget crisis, with our perpetual goal of maintaining our exceptional services to our community, while keeping our County staff employed. In addition to cutting expenses throughout County departments, a wide range of options have been considered. One such option is an Early Separation Payout (ESP). This is a voluntary incentive program for employees to leave County service. An employee seeking ESP is not required to have a minimum number of years of service, nor is the employee required to be of retirement age. The ESP shall be offered to full time County employees and shall be a one-time payment of fifteen thousand dollars (\$15,000.00).

Please note, there are a limited number of ESPs available. An employee interested in the ESP must submit the attached form via email to: ESP@albanycountyny.gov **on or before September 4, 2020 at 3:00 PM**. The applications shall be reviewed in order of receipt and in consideration of many factors, including, but not limited to, department size, salary, and ability to maintain vacancy.

An approved employee applicant must voluntarily resign from County employment prior to December 15, 2020. The employee shall agree that she/he shall not be eligible to return to County employment, in any capacity, for a period of three (3) years. The position in the Department shall not be funded in the 2021 budget.

Should you elect to participate or request further information, please return the attached application portion of this letter **on or before September 4, 2020 at 3:00 PM**.

Early Separation Payout Facts:

1. **Early Separation Payout:** Upon separation or as soon as practicable thereafter Albany County shall pay to the Employee \$15,000. This payment shall be made in one lump sum payment and subject to all applicable state and federal withholdings.
2. **Unpaid Accrued Vacation Time:** Upon the Separation Date or as soon as practicable thereafter the Albany County shall pay to the Employee any portion of the Employees, accrued but unused

vacation time in accordance with Rules and Regulations and/or Collective Bargaining Agreement.

3. **Personal and Sick Time:** Any portion of the employee's accrued but unused personal and sick time shall NOT be paid upon separation unless pursuant to a Collective Bargaining Agreement.
4. **Longevity:** If the Employee is due a longevity check between the Effective Date and December 31, 2020 longevity shall be paid to the employee upon the effective date or as soon as practicable thereafter.
5. **Future Employment with Albany County:** Employees shall not be eligible for re-employment with the County of Albany in any Department or in any capacity for three years following the Effective Date.
6. **Health Insurance:** Upon the effective date employees shall be eligible to continue health insurance in the following two circumstances:
 - a. As provided for in Addendum – 1 COBRA of the Rules and Regulations for Albany County Employees. (A copy of which is attached hereto.)
 - b. As provided for in Article IX Health Insurance Continuation for Eligible Retirees and/or in accordance with the Collective Bargaining Agreement.
7. **Retirement:**
 - a. This Program **SHALL NOT** be construed as an early retirement incentive.
 - b. This Program **SHALL NOT** provide the Employee with the ability to retire early with the NYS retirement system.
 - c. This Program **SHALL NOT** provide any additional service credits with the NYS Retirement System.
8. Employees are advised and encouraged to consult with their Union Representative before participating in the Program.
9. **Dates:** Employees must decide whether to accept the opportunity no later than **September 4, 2020** with a separation date no later than **December 15, 2020**.
10. **Eligibility:** All applications shall be reviewed in order of receipt and in consideration of many factors, including, but not limited to, department size, salary, and ability to defund the position for the 2021 budget.

Sincerely,

M. David Reilly

RESOLUTION NO. 328

AUTHORIZING THE CREATION OF AN EARLY SEPARATION PAYMENT PROGRAM AND INITIAL ACCEPTANCE OF APPLICATIONS FROM ALBANY COUNTY EMPLOYEES

Introduced: 9/14/20

By Personnel Committee:

WHEREAS, The County Executive has requested authorization to create an Early Separation Payment Program to incentivize employees who are interested in leaving the County workforce, to be administered through the Departments of Management and Budget and Human Resources, and

WHEREAS, This program will be offered to full-time county employees, and shall be a one-time payment of \$15,000 for those who wish to leave county service, and

WHEREAS, Acceptance of initial applications for this program shall be reviewed by the Departments of Management and Budget and Human Resources based upon factors including, but not limited to, position, salary, department size and capability to maintain a vacancy, and

WHEREAS, Employees who participate in the Early Separation Payment Program shall be ineligible to return to County employment for a period for three years from the date of separation, now, therefore, be it

RESOLVED, By the Albany County Legislature, that the County Executive is hereby authorized to create an Early Separation Payout Program to incentivize employees who are interested in leaving the County workforce, with terms and conditions to be administered by the Departments of Management and Budget and Human Resources, and, be it further

RESOLVED, That the initial term of the Early Separation Payout Program shall commence immediately and expire on December 15, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said separation agreements as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.



DANIEL P. MCCOY
COUNTY EXECUTIVE

COUNTY OF ALBANY
OFFICE OF THE EXECUTIVE
112 STATE STREET, ROOM 1200
ALBANY, NEW YORK 12207-2021
(518) 447-7040 - FAX (518) 447-5589
WWW.ALBANYCOUNTY.COM

DANIEL C. LYNCH, ESQ.
DEPUTY COUNTY EXECUTIVE

August 5, 2020

Hon. Bruce A. Hidley
Office of the Albany County Clerk
Albany County Courthouse
Albany, NY 12207

Hon. Necole Chambers, Clerk
Albany County Legislature
112 State Street, Room 710
Albany, NY 12207

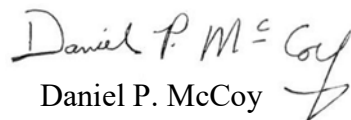
Dear Mr. Hidley and Ms. Chambers:

I write to advise that I am appointing Peter Apostol, Esq. as Director of Employee Relations in the Department of Human Resources, subject to confirmation by the County Legislature. My authority to make this appointment lies in the County Charter under Sections 302(c) and 1206. Given the size, scope and importance of the Department of Human Resources within Albany County, I anticipate the County Legislature will take up this appointment in an expedient fashion.

I have enclosed a resume for review by the legislature.

Please advise if there are any questions.

Sincerely


Daniel P. McCoy
Albany County Executive

cc: Andrew Joyce, Chairman
Dennis Feeney, Majority Leader
Frank Mauriello, Minority Leader
Majority Counsel
Minority Counsel



Legislation Text

File #: TMP-1823, **Version:** 1

REQUEST FOR LEGISLATIVE ACTION

Description (e.g., Contract Authorization for Information Services):

Approval for the filling of the Director of Employee Relations position.

Date: August 5, 2020
Submitted By: Mike McLaughlin
Department: County Executive's Office
Title: Director of Policy and Research
Phone: 518-447-7040
Department Rep.
Attending Meeting: Mike McLaughlin

Purpose of Request:

- ☐ Adopting of Local Law
- ☐ Amendment of Prior Legislation
- ☒ Approval/Adoption of Plan/Procedure
- ☐ Bond Approval
- ☐ Budget Amendment
- ☐ Contract Authorization
- ☐ Countywide Services
- ☐ Environmental Impact/SEQR
- ☐ Home Rule Request
- ☐ Property Conveyance
- ☐ Other: (state if not listed) Click or tap here to enter text.

CONCERNING BUDGET AMENDMENTS

Increase/decrease category (choose all that apply):

- ☐ Contractual
- ☐ Equipment
- ☐ Fringe
- ☐ Personnel
- ☐ Personnel Non-Individual

☐ Revenue

Increase Account/Line No.: Click or tap here to enter text.

Source of Funds: Click or tap here to enter text.

Title Change: Click or tap here to enter text.

CONCERNING CONTRACT AUTHORIZATIONS

Type of Contract:

☐ Change Order/Contract Amendment

☐ Purchase (Equipment/Supplies)

☐ Lease (Equipment/Supplies)

☐ Requirements

☐ Professional Services

☐ Education/Training

☐ Grant

Choose an item.

Submission Date Deadline Click or tap to enter a date.

☐ Settlement of a Claim

☐ Release of Liability

☐ Other: (state if not listed) Click or tap here to enter text.

Contract Terms/Conditions:

Party (Name/address):

Click or tap here to enter text.

Additional Parties (Names/addresses):

Click or tap here to enter text.

Amount/Raise Schedule/Fee: Click or tap here to enter text.

Scope of Services: Click or tap here to enter text.

Bond Res. No.: Click or tap here to enter text.

Date of Adoption: Click or tap here to enter text.

CONCERNING ALL REQUESTS

Mandated Program/Service: Yes ☐ No ☒

If Mandated Cite Authority: Click or tap here to enter text.

Is there a Fiscal Impact: Yes ☒ No ☐

Anticipated in Current Budget: Yes ☒ No ☐

County Budget Accounts:

Revenue Account and Line: Click or tap here to enter text.
Revenue Amount: Click or tap here to enter text.

Appropriation Account and Line: AA1432 11242001
Appropriation Amount: \$87,223

Source of Funding - (Percentages)

Federal: Click or tap here to enter text.
State: Click or tap here to enter text.
County: 100%
Local: Click or tap here to enter text.

Term

Term: (Start and end date) Click or tap here to enter text.
Length of Contract: Click or tap here to enter text.

Impact on Pending Litigation

If yes, explain: Yes ☐ No ☒
Click or tap here to enter text.

Previous requests for Identical or Similar Action:

Resolution/Law Number: Click or tap here to enter text.
Date of Adoption: Click or tap here to enter text.

Justification: (state briefly why legislative action is requested)

The County Executive's Office is seeking approval from the Legislature to appoint Peter Apostol, Esq. to the position of Director of Employee Relations within the Department of Human Resources. Mr. Apostol's experience and background qualifies him for this position. The attached resume shows his qualification in further detail.

PETER-DANIEL APOSTOL

Admitted in New York State

EDUCATION

Albany Law School - Albany, NY
Juris Doctor, May 2011

Providence College - Providence, RI
Bachelors of Arts in History, 2003

LEGAL EXPERIENCE

Albany County Attorney's Office – County of Albany, NY

Assistant County Attorney, May 2018 – Present

- Civil litigation experience includes: conducting settlement negotiations, attending preliminary conferences and hearings in court, motion practice, conducting 50-H hearings before trial.
- Assessed various legal issues on behalf of County Departments and introduced successful methods to resolve problematic issues.
- Oversaw the legal counsel to the Albany County Ethics Commission by serving as counsel for the Commission.
- Represents Albany County in Family Court proceedings involving Juvenile Delinquent and Raise the Age Legislation cases.
- Conducts research and drafts memorandums on various legal topics on behalf of the County.

Albany County Public Defender's Office – City of Albany, NY

Assistant Public Defender, Criminal Part, October 2014 – May 2018

- Represented clients in local courts throughout Albany County in criminal matters including charges of violations, misdemeanors and felonies.
- Managed criminal cases through all phases of the judicial process from arraignment to initial interviews with the clients and witnesses, preliminary hearings, pre-trial proceedings, plea negotiations, trials and sentencing.
- Lead successful defenses as First chair defense attorney in several jury trials in a one-year period resulting in six acquittals and one split verdict.

Assistant Public Defender, Family Court, October 2014 – March 2017

- Represented clients in Albany County Family Court on matters including: child support violations, custody, family offense petitions, removal of children petitions, removal of children hearings, termination of parental rights proceedings and neglect & abuse proceedings.
- First Chair as defense attorney on a neglect and abuse trial involving charges against a parent for abuse by shaken baby that resulted in an acquittal for client.
- Negotiated settlements and agreements on behalf of clients under Article's 6, 8 and 10 of the New York State Family Court Act.
- Researched various legal topics involving family court matters, filed memoranda and motions accordingly with Court.

Corporation Counsel's Office – City of Albany, NY

Assistant Corporation Counsel, August 2011- October 2014

Litigation and Advocacy:

- Successfully negotiated labor contracts with union representatives, which led to a fair rate of pay for union employees and that also ensured protection of city equities.
- Civil litigation experience includes: conducting preliminary conferences in court, motion practice, conducting examinations before trial, and representing the Department of General Services during hearings.
- Provided comprehensive legal advice as counsel for boards, departments, and committees within the City of Albany, including Water Board, Department of Water and Water Supply, Department of General Services, Historic Resource Commission, Human Rights Commission and Water Bill Review Complaint Committee that resulted in responsible and informed decision-making.

Liaison Activities:

- Worked on inter-municipal groups in planning and responding to FEMA issues and disaster preparedness planning ensured a consistent and informed approach that augmented the City's ability to effectively maintain the safety of its residents.
- Efforts to collect debts on behalf of the City Treasurer resulted in a prompt return of funds owed to the City that could be restored to the operating budget.

Research and Writing:

- Drafted various legal documents including Contracts, Motions to Dismiss, License Agreements, proposed legislation, commissioner proclamations, legal opinions to boards, requests for proposals (RFP's) and memorandum of law on various legal topics.

RESOLUTION NO. 329

**CONFIRMING THE APPOINTMENT OF THE DIRECTOR OF EMPLOYEE
RELATIONS IN THE DEPARTMENT OF HUMAN RESOURCES**

Introduced: 9/14/20

By Personnel Committee:

RESOLVED, By the Albany County Legislature, pursuant to Article 3, Section 302 (c) of the Albany County Charter that the appointment of Peter Apostol of Albany, New York as the Director of Employee Relations in the Department of Human Resources, to serve at the pleasure of the County Executive, at a salary as appropriated in the Annual County Budget, is hereby confirmed, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

RESOLUTION NO. 330

APPOINTMENT OF A MEMBER TO THE ALBANY COUNTY ETHICS COMMISSION

Introduced: 9/14/20

By Mr. Feeney:

WHEREAS, The County of Albany has established an Ethics Commission by Local Law 8 for 2011, and

WHEREAS, Local Law 8 for 2011 provides that two (2) members shall be recommended for appointment by the Majority Leader of the County Legislature, one (1) member by the Minority Leader of the County Legislature, and two (2) members by the County Executive, and

WHEREAS, A vacancy currently exists on the Board of Ethics, and

WHEREAS, The Majority Leader has recommended the Hon. Gerard E. Maney for appointment to the Ethics Commission to fill said vacancy, now, therefore be it,

RESOLVED, By the Albany County Legislature that, pursuant to Local Law 8 for 2011, Hon. Gerard E. Maney is hereby appointed to the Albany County Ethics Board to fill the unexpired term of Shari Calnero for a term commencing immediately and expiring December 31, 2021, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials and members of the Ethics Commission.

GERARD E. MANEY

LEGAL EXPERIENCE

Acting Supreme Court Justice, Third Judicial District (1991 - 2019)
Supervising Judge of the Family Courts, Third Judicial District (2002 - 2016)
New York State Family Court Judge, Albany County (1991 - 2019)
Family Treatment Court Judge (2002 - 2019)
Juvenile Drug Court Judge (2006 - 2019)
Family Treatment Court Judge, Rensselaer County (2009 - 2010)
Integrated Domestic Violence Court Judge, Rensselaer County (2009)
Acting Family Court Judge Third Judicial District (1991 - 2019)
Acting Surrogate's Court Judge, Third Judicial District (1991 - 2019)
Assistant Corporation Counsel, City of Albany (1981 - 1991)
Albany County 18-B Assigned Counsel (1978 - 1981)
Scheiberling, Rogan & Maney (1978 - 1991)

BAR ADMISSIONS

New York State - Admitted 1978
U.S. District Court, Northern District of New York, 1980

EDUCATION

Delaware Law School of Widener University, Juris Doctor, 1976
Siena College, Bachelor of Arts, 1971

PROFESSIONAL ASSOCIATIONS

NYS Acting Supreme Court Justice Association
National Council of Juvenile and Family Court Judges
NYS Family Court Judges Association - Board of Directors (1995 - 2013)
NYS Office of Court Administration Mentor Judge
NYS Bar Association
Committee on Diversity in the Judiciary (Co-Chair) (2005-2007)
House of Delegates (1993 - 1997) (2000-2004)
Membership Committee (2003 - 2006)

Nominating Committee (2005 - 2009)
Albany County Bar Association (President 1995)
Albany Law School
Government Law Center Advisory Board
American Inn of Court
National Moot Court Judge
Capital District Women's Bar Association
New York Association of Drug Treatment Court Professionals
NYS Partnership for Families in Recovery

PROFESSIONAL COMMITTEES

NYS Juvenile Detention Alternatives Initiative - Lead Judge
Albany County Juvenile Detention Steering Committee
Child Welfare Court Improvement Project
National Drug Court Institute - Mentor
National council of Juvenile and Family Court Judges Model Courts
New York State Parent Education and Awareness Program - Judicial
Liaison
New York State Child Welfare Court Improvement Project Advisory
Committee
New York State Permanency Planning Committee

COMMUNITY ACTIVITIES

Siena College:
Associate Board of Trustees
Distinguished Jurist in Residence Program (Chairman of Selection
Committee)
Rugby Scholarship Committee
Pre-Law Mentoring Program
Adjunct Professor (2013)
City of Albany Police Athletic League (Founding Board of Directors)
City of Albany
Gun Violence Task Force
Mayor's Safe Communities Advisory Board
City School District of Albany
Youth Safety Task Force
Alternative Education Think Tank Committee
Town of Colonie Youth Court Community Board
Capital Region Chamber of Commerce
U.S. Attorney's LEADership Project, Legal Education and Decision
Making Committee

Boy Scouts of America National Eagle Scout Association
AAU Girl's Basketball Coach
Albany Ancient Order of Hibernians
Colonie Elks
Albany County Democratic Committeeman (1978 - 1991)

AWARDS

Mediation Matters Bridge Builders Award (2006)
Albany County Convention and Visitors Bureau Ambassadors Award
(2005)
National Drug Court Institute Recognition Award (2005)
Legal Aid Society of Northeastern New York Equal Justice for All Award
(1995)
Outstanding Young Men of America Award (1989)

RESOLUTION NO. 330

APPOINTMENT OF A MEMBER TO THE ALBANY COUNTY ETHICS COMMISSION

Introduced: 9/14/20

By Mr. Feeney:

WHEREAS, The County of Albany has established an Ethics Commission by Local Law 8 for 2011, and

WHEREAS, Local Law 8 for 2011 provides that two (2) members shall be recommended for appointment by the Majority Leader of the County Legislature, one (1) member by the Minority Leader of the County Legislature, and two (2) members by the County Executive, and

WHEREAS, A vacancy currently exists on the Board of Ethics, and

WHEREAS, The Majority Leader has recommended the Hon. Gerard E. Maney for appointment to the Ethics Commission to fill said vacancy, now, therefore be it,

RESOLVED, By the Albany County Legislature that, pursuant to Local Law 8 for 2011, Hon. Gerard E. Maney is hereby appointed to the Albany County Ethics Board to fill the unexpired term of Shari Calnero for a term commencing immediately and expiring December 31, 2021, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials and members of the Ethics Commission.

TRAVON T. JACKSON

EDUCATION

MOREHOUSE COLLEGE

Bachelor of Arts: Urban Planning | Magna Cum Laude

Bachelor of Arts: Economics | Cum Laude

FINANCIAL INDUSTRY REGULATORY AUTHORITY (FINRA)

Series 7: General Securities Representative License

Series 63: Uniform Securities Agent State Law License

THE RISK MANAGEMENT ASSOCIATION (RMA)

Uniform Credit Analysis Fundamentals: Foundations in Global Cash Flow Concepts

ATLANTA, GA

August 18th, 2015

August 27th, 2015

April, 2016

EXPERIENCE

BLUELIGHT DEVELOPMENT GROUP, INC

President and Managing Director | Board of Directors

ALBANY, NY

August 2016 – Present

- Oversee 501(c)3 development consulting organization with site portfolio under management or control of \$4M+
- Manage project pipeline of \$11M+ including 150K+ square feet of commercial mixed-use space in the Capital Region of NYS
- Provide technical assistance and executive leadership for charitable organizations undertaking projects in disadvantaged areas
- Implement neighborhood planning initiatives through revitalization of public use spaces (community centers, libraries et al.), preservation of properties located in designated historic districts or individually recognized as historic contributing buildings, and service to distressed population groups who have an observable history of systemic exclusion from societal norms

HIGH IMPACT FINANCIAL ANALYSIS, LLC

Managing Underwriter | Commercial Finance

ALBANY, NY

February 2017 – April 2018

- Established the commercial underwriting division and lead client outreach, management logistics, and deal closing
- Underwrote \$3M+ of impact capital investments to businesses in the New York City metropolitan area
- Assisted underwriting of affordable housing development projects including analysis of capital structure, public subsidy, Low-Income Housing Tax Credits, New Markets Tax Credits, PILOT, project-based vouchers, and pro forma performance

NEW YORK BUSINESS DEVELOPMENT CORPORATION

Underwriter | Commercial Finance

ALBANY, NY

October 2015 – February 2017

- Successfully led underwriting for 90+ transactions, which received funding and SBA guarantees of \$100M+
- Underwrote commercial lending projects up to \$5M considering project capitalization, pro-forma financial analyses, and historical and projected operational performance
- Conducted collateral analyses including discounted loan-to-value and market loan-to-value inclusive of depreciation and prior liens
- Performed global cash flow analyses for projects including business acquisitions, fixed-asset purchases, and working capital

BMO CAPITAL MARKETS

Analyst | Corporate Origination of Interest Rate Derivatives

CHICAGO, IL

July 2015 – September 2015

- Provided reoccurring strategy and pricing coverage for private companies with \$80M – \$500M of annual revenue, or assets under management of up to \$4B
- Designed interest rate hedges, according to principal structures and LIBOR reset schedules, for loan facilities of \$5M – \$100M
- Valued OTC derivatives and options including LIBOR swaps, floors and caps using Calypso, Bloomberg and Excel
- Maintained regular valuation updates on hedging structures including mark-to-market, risk exposure and breakage outcomes using Calypso, Adaptiv and Excel
- Navigated restrictive credit covenants of term loans and designed amortizing LIBOR swaps to maintain hedge structures without triggering default events over 7-year tenors

Analyst | Public Finance and Infrastructure Banking

June 2014 – August 2014, June 2013 – August 2013

- Monitored orders and analyzed comparable yields during pricing of \$190M Kansas City Board of Public Utilities bond issuance
- Performed pricing analyses and assisted due diligence on \$162M+ Chicago Park District bond issuance
- Provided guidance on TIPRA mitigation strategies for South Dakota Conservancy District's \$90M+ pooled loan program RFP
- Maintained a weekly healthcare comparable deals database using SDC Platinum, TM3 and Excel
- Researched airport rating methodologies and rating guidance using Standard & Poor's, Fitch and Moody's data
- Structured debt maps and refunding analyses using DBC Finance and Excel

HONORS

*Morehouse College Presidential Scholar | NYS Assembly Commendation of Merit | Honorable Harry J. Tutunjian Mayoral Commendation
BMO Capital Markets Rising Leader in Business | Nation's Bank Endowed Scholar | NYS Capital District YMCA Achiever of the Year*

RESOLUTION NO. 331

APPOINTMENT OF A MEMBER TO THE ALBANY COUNTY PLANNING BOARD

Introduced: 9/14/20

By Messrs. Feeney, A. Joyce and R. Joyce:

WHEREAS, The County Planning Board advises and assists the County Legislature and the Director of the Department of Economic Development, Conservation and Planning on matters related to comprehensive metropolitan, regional, county and municipal planning and performs duties and responsibilities conferred by Article 12-B of the General Municipal Law, and

WHEREAS, The Board is made up of eight members, five of whom are appointed by and serve at the pleasure of the Legislature and three ex-officio members: the Commissioner of Public Works, the Commissioner of Management and Budget and the County Comptroller, and

WHEREAS, A vacancy now exists on the Planning Board, now, therefore be it

RESOLVED, That pursuant to Section 1103 of the Albany County Charter, the Albany County Legislature hereby appoints Travon T. Jackson of Albany to replace Yomika S. Bennett on the Albany County Planning Board to serve at the pleasure of the Legislature until such time as a successor is appointed, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

SARA E. BERG

EDUCATION

PhD in Criminal Justice, May 2015; University at Albany (SUNY), Albany, New York

Dissertation: "The Card's Not Present but the Crime Sure Is: Exploring the Prevention of Plastic Card Fraud Victimization Using the British Crime Survey"

Comprehensive Exam: "Differential Reporting Among British Technology Crime Victims: Policy Implications and Recommendations - An Exploratory Study"

Concentration in Information Technology (Geographic Information Systems I and II, Spatial Data Analysis, Responsible Use of CJ Information, Data Utilization in CJ)

Statistics and Methods Coursework: Statistics 1 and 2, Time Series Analysis, Regression with Categorical and Limited Dependent Variables, Quantitative Research Design 1 and 2

M.A. in Criminal Justice, May 2006; University at Albany (SUNY), Albany, New York

M.S. in Information Technology, May 2006; Rochester Institute of Technology, Rochester, New York

Thesis: "Recommendations for a Comprehensive Identity Theft Victimization Survey Framework and Information Technology Prevention Strategies"

Concentrations in Computer Crime and Research; Computer Security and Forensics

B.S. in Information Technology, August 2000; Rochester Institute of Technology, Rochester, New York

Concentrations in Database and System Administration

IT WORK EXPERIENCE

Database Administrator (June 2000 – August 2001); Palm, Inc. (AnyDay.com), Cambridge, Massachusetts

Responsibilities: Primary loader of AnyDay/MyPalm content data; developed new procedures for event data loading to production Oracle databases using SQL*Loader; developed Java classes to parse raw data feeds; wrote and analyzed various SQL queries relating to site event data; wrote /SQL packages and procedures used to process new data loads and manipulate existing data; troubleshooting for members of development, QA, and technical support; acted as Palm Cambridge database team's technical liaison for external content providers.

Database Engineer (March 1999 – February 2000); West Group, Rochester, New York

Responsibilities: Performed proactive daily database maintenance of Oracle 7, Oracle 8, and Oracle 8i instances; analyzed SQL queries; wrote statistics SQRs to maintain database schema and extents statistics; created Oracle instances, tables, and indexes; data loading with SQL*loader; wrote import/export scripts; installed, configured, and tested WebDB; migrated Oracle 7 databases to Oracle 8; implemented security involving database links.

RESEARCH/PROGRAM EXPERIENCE

Program Research Specialist 3, Bureau of Data Management and Analysis (May 2018 – Present); Office of Temporary and Disability Assistance (Division of Budget, Finance and Data Management), Albany, New York

Responsibilities: extracting, managing, cleaning, matching, and analyzing large administrative quantitative data sets to respond to data requests and agency research projects (including ABAWD Outcomes, PA Time Limit Counters, DCSS Non-Custodial Parents SNAP/Wage Match; and Eligibility of Low-Income Individuals for Tax Credits); writing advanced SPSS syntax and SQL queries; mentoring and training junior staff; acting as technical liaison with ITS for supporting OTDA BDMA workstations and SPSS software use.

Research Scientist 2, Bureau of Research, Evaluation and Performance Analytics (October 2012 – May 2018); Office of Children and Family Services (Office of Strategic Planning and Policy Development), Rensselaer, New York

Responsibilities: Supervising staff (including state employees, Data Warehouse IT contractors, and graduate research assistants) on both a daily and project-specific basis; extracting, managing, cleaning, matching, and analyzing large administrative quantitative data sets to respond to requests from internal and external researchers, agencies, and other stakeholders (both ad-hoc and routine reporting, including those related to performance metrics); writing advanced SPSS syntax and SQL queries; analyzing, interpreting, and presenting findings in a manner that informs programming and policies; formulating policy and program-relevant research questions; creating data collection instruments; providing independent and collaborative (intra- and inter-agency) research support for a number of OCFS priorities and Governor's initiatives, including Raise the Age, Close to Home, Juvenile Offender/Secure Facility profiles, Restraints in OCFS facilities (lead analyst), the annual juvenile recidivism study (lead analyst), and voluntary agency staff perceptions of TCI (lead analyst); acting as technical liaison with ITS for writing business requirements and creating new data marts, creating new staff accounts, and supporting SPSS software use among OCFS and OTDA research staff; providing technical support to OCFS Data Warehouse users and engaging with ITS Cognos staff for DW needs.

Graduate Research Assistant, Crime Research and Analysis Unit (May 2012 – October 2012); Division of Criminal Justice Services (Office of Justice Research and Performance), Albany, New York

Responsibilities: Utilizing SPSS to code syntax, analyze data, and create customized table outputs; examining multi-year county, regional, and state trends in juvenile Probation Workload System data; reviewing historical probation data for accuracy (using both SPSS files and Caseload Explorer DP30 reports); compiling and updating county-level juvenile justice data across key processing points; developing data input and management policies and procedures; responding to data requests from internal and external researchers; reviewing manuscripts and making edits/comments.

Graduate Research Assistant, Performance Management Unit (June 2011 – May 2012); Division of Criminal Justice Services (Office of Justice Research and Performance), Albany, New York

Responsibilities: Updating Excel templates for monthly data collection; reviewing agency data submissions for quality control; compiling criminal justice performance statistics from various state agencies for monthly "Blue Book" publication; compiling county reentry data into monthly spreadsheet report; writing monthly and quarterly memorandum on performance data trends; entering DCJS office data into computerized performance management system; preparing PowerPoint slides and Excel graphs for executive staff presentations.

Research Assistant, Modeling Interorganizational Information Integration Project (June 2007 – July 2008); Center for Technology in Government, University at Albany, Albany, New York

Responsibilities: Part of the research team working on the NSF-funded project "MI3"; helped develop a survey that was administered nationally to state and local government practitioners in public health and criminal justice agencies; acted as technical lead for survey implementation in the online survey tool (Survey Gizmo); managed survey responses, opt-ins, opt-outs, and communication with respondents.

Research Assistant for Dr. Graeme Newman (August 2005 – May 2006); School of Criminal Justice, University at Albany, Albany, New York

Responsibilities: Worked under faculty member Dr. Graeme Newman to research the longevity of international terrorist groups as part of his book Outsmarting the Terrorists; edited and updated POPCenter web site pages.

Graduate Assistant, Understanding Gendered Attrition in Departments of Information Technology Project (June 2004 – August 2005); Department of Information Technology (PIs: Liz Lawley and Tona Henderson), RIT, Rochester, New York

Responsibilities: Part of the NSF funded research team to address the concerns of attrition of women in (information) technology programs at RIT and across the United States; helped develop a survey to be administered to students/faculty at participating institutions; responsible for developing and populating databases to store contact, schools, and survey data; acted as a liaison between team professors and contacts at participating institutions.

Graduate Assistant, Computer Use and Ethics Survey Project (September 2003 – May 2005), Department of Criminal Justice (PI: Sam McQuade), RIT, Rochester, New York

Responsibilities: Part of the research team that developed and administered the RIT Computer Use and Ethics Survey, asking undergraduates about topics including their online behaviors, technology misuse, and computer crime victimization experience; reviewed the literature for relevant survey constructs and theoretical concepts; analyzed data pertaining to identity theft victimization and made policy recommendations concerning crime prevention.

TRAINING AND SOFTWARE

Supervision: Aspiring Leaders Program (3 Days); 5-course OCFS iLinc Supervisor sequence; Gauging Your Supervisory Skills; Performance Evaluation; Decision Making and Critical Thinking; Conflict Resolution; Unacceptable Employee Behavior; Beyond Managing Change; Evolving Role of Today's Supervisor

Workplace: Emotional Intelligence; Interpersonal Communication; Professional Presentation Delivery; Respectful Communications; Avoiding Emotional Traps at Work; Managing Your Boss

Database: SQL (PL/SQL Developer); Cognos (Report Studio); Oracle; Microsoft Access; Dimensional Data Modeling

Statistics: SPSS (expert); Stata (intermediate); SAS (beginner)

PC Tools: Microsoft Office Suite (Word, Excel, PowerPoint)

COURSES TAUGHT

RIT: Fundamentals of DBMS Architecture & Implementation (lab instructor); Computer Crime (online; instructor of record)

University at Albany: Victims of Crime (instructor of record); Introduction to Criminal Justice (discussion leader); Introduction to Criminology (discussion leader)

PUBLICATIONS

Berg, S.E. (2008). "Preventing Identity Theft through Information Technology". Identify Theft and Opportunity, Eds. Megan McNally & Graeme Newman, Criminal Justice Press. [invited book chapter]

Berg, S. (2008). "Identity Theft Causes, Correlates, and Factors: A Content Analysis". Crimes of the Internet, Eds. Frank Schmallager & Michael Pitarro, Prentice Hall. [peer-reviewed book chapter]

Berg, S.E. (2008). "Cyberterrorism". Encyclopedia of Cybercrime, Ed. Samuel McQuade III, Greenwood Publishing Group.

Berg, S.E. (2008). "Identity Theft". Encyclopedia of Cybercrime, Ed. Samuel McQuade III, Greenwood Publishing Group.

Berg, S.E. (2008). "Victimization". Encyclopedia of Cybercrime, Ed. Samuel McQuade III, Greenwood Publishing Group.

Berg, S. (2007). "Internet Fraud". Encyclopedia of White-Collar Crime, Eds. Jurg Gerber & Eric L. Jensen, Greenwood Publishing Group.

CONFERENCE PAPERS

Gil-García, J.R., **Berg, S.E.**, Pardo, T.A., Burke, G.B., Guler, A. (2009). "Conducting Web-Based Surveys of Government Practitioners in Social Sciences: Practical Lessons for E-Government Researchers". 42nd Hawaii International Conference on System Sciences (HICSS).

CONFERENCE PRESENTATIONS

"Differential Reporting by British Victims of Technology Crime: Policy Implications and Recommendations". Presented at the American Society of Criminology (ASC) Annual Meeting, November 2009, Philadelphia, PA.

"Recommendations for a Comprehensive Identity Theft Victimization Survey Framework and Prevention Policies". Presented at the ASC Annual Meeting, November 2006, Los Angeles, CA.

"Rates and Traits of Identity Theft Victimization of College Students at a Technical Institute". Presented at the ASC Annual Meeting, November 2005, Toronto, ON.

"Conceptual Issues Concerning High Tech Crime". Presented at the Academy of Criminal Justice Sciences (ACJS) Annual Meeting, March 2005, Chicago, IL.

"The Social Construction, Causes and Correlates of Identity Theft Victimization". Presented at the ASC Annual Meeting, November 2004, Nashville, TN.

"Using Research to Prevent Computer Crime in a College Setting". Co-presented with Dr. Samuel C. McQuade III at the ACJS Annual Meeting, March 2004, Las Vegas, NV.

"Social Construction Processes of Identity Theft Victimization". Co-presented with Dr. Samuel C. McQuade III at the ACJS Annual Meeting, March 2004, Las Vegas, NV.

RESOLUTION NO. 332

APPOINTMENT OF MEMBERS TO THE COMMUNITY SERVICES BOARD AND SUBCOMMITTEES

Introduced: 9/14/20

By Mr. Feeney:

WHEREAS, Mr. Alan Kott, as the Chairperson of the Community Services Board, has indicated that he and several highly qualified individuals who have served on the Board and its subcommittees with distinction, have expressed an interest in continuing, and

WHEREAS, The Community Services Board has also recommended Sara E. Berg to serve on the Board and as Chair of the Developmental Disabilities Subcommittee, now, therefore be it

RESOLVED, By the Albany County Legislature that, pursuant to Section 41.11 of the New York State Mental Hygiene Law, the following individuals are appointed to the Community Services Board and/or the subcommittees of the Board for terms described herein:

<u>Community Service Board</u>	<u>Term Expiration</u>
James L. Stone	12/31/23
Allen C. Israel, Ph.D.	12/31/23
Sara E. Berg	12/31/23
<u>Mental Health Subcommittee</u>	
William J. Serafin, Chair	12/31/20
John Greklek-Torres, MSW	12/31/20
<u>Alcohol, Gambling and Substance Abuse Subcommittee</u>	
Alan Kott, Chair	12/31/23
<u>Developmental Disabilities Subcommittee</u>	
Sara E. Berg, Chair	12/31/23

and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

RESOLUTION NO. 333

**REQUESTING THE COUNTY EXECUTIVE AND COUNTY ATTORNEY TO
NEGOTIATE WITH SHORT-TERM RENTAL SERVICES AND ONLINE
REMARKETERS FOR THE PURPOSES OF COLLECTING THE HOTEL
OCCUPANCY TAX**

Introduced: 9/14/20

By Messrs. O'Brien, Mayo, Bruschi

WHEREAS, The County of Albany is responsible for the collection of the Hotel Occupancy Tax as a revenue source to service our debt and provide funding for tourism, and

WHEREAS, The Hotel Occupancy Tax is not currently being applied to short-term rental services and online remarketers, significantly diminishing the possible revenue of the County, and

WHEREAS, More than thirty (30) counties throughout the state have reached agreements with online remarketers for the purposes of collecting the Hotel Occupancy Tax being rented through their services, including three counties contiguous to Albany County, and

WHEREAS, The potential revenue generated from the inclusion of short-term rental services and online remarketers could significantly improve the County's financial status, now, therefore, be it

RESOLVED, That this Honorable Body requests that the County Executive and County Attorney negotiate or otherwise enforce the collection of taxes due the County for the occupancy of rooms maintained by short-term rental services and online remarketers located within the County of Albany, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

LOCAL LAW “C” FOR 2020

A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK, PROVIDING TECHNICAL AMENDMENTS TO LOCAL LAW NO. 5 FOR 2019

Introduced: 03/09/20

By Ms. Cunningham:

BE IT ENACTED by the County Legislature of the County of Albany as follows:

Local Law No. 5 for 2019, entitled “A LOCAL LAW TO INCENTIVIZE THE USE OF REUSABLE SHOPPING BAGS AND TO INSTITUTE A FEE ON THE USE OF PAPER BAGS IN ALBANY COUNTY SHOPPING ESTABLISHMENTS” is hereby amended to read as follows:

SECTION 1.

Section 4 of Local Law No. 5 for 2019 is amended to read as follows:

Section 4 Imposition of Fees for Use of Paper Bags

- (a) In accordance with Section 27-2805 of the New York State Environmental Conservation Law, Albany County establishments subject to the ban on Plastic Carryout Bags set forth in Section 27-2803 of the New York State Environmental Conservation Law shall charge customers a Paper Carryout Reduction Fee of \$.05 for each Paper Carryout Bag the Establishment provides to customers. On the effective date, all covered stores shall indicate on the customer receipt the number of Paper Carryout Bags that are provided to customers and the fee at which they were charged for the use of such bag.
- (b) The paper carryout bag reduction fee imposed by this local law shall not apply to any customer using the supplemental nutritional assistance program, special supplemental nutrition programs for women, infants, and children, or any successor programs used as full or partial payment for the items purchased.
- (c) Entities described in paragraphs (1) through (3) of subdivision (a) of section 1116 of the Tax Law of the State of New York shall be exempt from the fee imposed by this local law.

SECTION 2.

Section 5 of Local Law No. 5 for 2019 is amended to read as follows:

Section 5 Distribution of Fees and Transparency of Fee Collection

- (a) Per Section 27-2805 of the New York Environmental Conservation Law, forty percent of the fee shall be provided to Albany County for the purpose of

purchasing reusable bags for Albany County residents, particularly those of low-income or limited means.

- (b) The fee imposed by this local law shall be administered and collected by the New York State Commissioner of Taxation and Finance as provided in Subsection 6 of § 27-2805 of the Environmental Conservation Law and in a like manner as the taxes imposed under Articles 28 and 29 of the Tax Law; provided, however that: (i) the vendor credit provided in subdivision (f) of § 1137 of the Tax Law shall not apply to this enactment; and (ii) the exemptions provided in section 1116 of the Tax Law, other than the exemptions in paragraphs one, two and three of subdivision (a) of such section, shall not apply to the fee imposed by this local law.
- (c) Any monies received by Albany County from the New York State Comptroller in respect of the fee imposed by this act shall be expended only in accordance with subdivision 7 of § 27-2805. Any monies not expended by Albany County for such purposes shall be returned to the New York State Comptroller at the end of the fiscal year.

SECTION 3.

Section 8 (d) of Local law No. 5 for 2019 is amended to read as follows:

Section 8. Albany County Responsibilities, Enforcement and Penalties.

- (e) Violation: Violations of this law shall be enforced pursuant to Section 27-2807 of the New York State Environmental Conservation Law.

SECTION 4.

Section 10 of Local Law No. 5 for 2019 is deleted in its entirety.

SECTION 5.

Section 11 of Local Law No. 5 for 2019 renumbered to Section 10 and is amended to read as follows:

Section 10. Effective Date.

The effective date of this local law will be September 1, 2020.

Referred to Law Committee – 3/9/20

RESOLUTION NO. 334

PUBLIC HEARING ON PROPOSED LOCAL LAW NO. “C” FOR 2020

Introduced: 9/14/20

By Ms. Cunningham:

RESOLVED, By the County Legislature of the County of Albany that a public hearing on proposed Local Law No. “C” for 2020, “A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK, PROVIDING TECHNICAL AMENDMENTS TO LOCAL LAW NO. 5 FOR 2019” be held by the County Legislature in the William J. Conboy II Legislative Chambers, Albany County Courthouse, Albany, New York at 7:15 p.m. on Tuesday, September 29, 2020, and the Clerk of the County Legislature is directed to cause notice of such hearing to be published containing the necessary information in accordance with the applicable provisions of law.

STATE OF NEW YORK

S. 7508--B

A. 9508--B

SENATE - ASSEMBLY

January 22, 2020

IN SENATE -- A BUDGET BILL, submitted by the Governor pursuant to article seven of the Constitution -- read twice and ordered printed, and when printed to be committed to the Committee on Finance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

IN ASSEMBLY -- A BUDGET BILL, submitted by the Governor pursuant to article seven of the Constitution -- read once and referred to the Committee on Ways and Means -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the highway law and the transportation law, in relation to consolidated local highway assistance payments (Part A); to amend the vehicle and traffic law in relation to penalties for commercial vehicles on parkways and penalties for over-height vehicles (Part B); to amend the vehicle and traffic law, in relation to the display of amber and blue lights on safety service patrol vehicles (Part C); intentionally omitted (Part D); to amend the vehicle and traffic law, in relation to the maximum dimension of certain vehicles proceeding to and from the New York state thruway authority (Part E); to amend the public authorities law, in relation to agreements for fiber optics (Part F); intentionally omitted (Part G); to amend the vehicle and traffic law, in relation to penalties for unlicensed operation of ground transportation to and from airports (Part H); to amend the public authorities law, in relation to setting the aggregate principal amount of bonds the Metropolitan transit authority, the Triborough bridge and tunnel authority and the New York city transit authority can issue (Part I); intentionally omitted (Part J); to amend chapter 54 of the laws of 2016 amending the general municipal law relating to the New York transit authority and the metropolitan transportation authority, in relation to extending authorization for tax increment financing for the metropolitan transportation authority (Part K); intentionally omitted (Part L); intentionally omitted (Part M); intentionally omitted (Part N); intentionally omitted (Part O); intentionally omitted (Part P); intentionally omitted (Part Q); to amend

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [] is old law to be omitted.

LBD12673-03-0



PRINTED ON RECYCLED PAPER

1 deemed to mean and refer to the corresponding section of the Item in
2 which it is found. Section three of this Subpart sets forth the general
3 effective date of this Subpart.

4 ITEM A

5 Section 1. Clause 10 of subparagraph (i) of the opening paragraph of
6 section 1210 of the tax law, as amended by section 1 of subpart A of
7 part A of chapter 61 of the laws of 2017, is amended to read as follows:

8 (10) the county of Albany is hereby further authorized and empowered
9 to adopt and amend local laws, ordinances or resolutions imposing such
10 taxes at a rate which is one percent additional to the three percent
11 rate authorized above in this paragraph for such county for the period
12 beginning September first, nineteen hundred ninety-two and ending Novem-
13 ber thirtieth, two thousand [twenty] twenty-three;

14 § 2. Notwithstanding any inconsistent provision of law, if the county
15 of Albany imposes the additional one percent rate of sales and compen-
16 sating use taxes authorized by section one of this act for any portion
17 of the period during which the county is so authorized to impose such
18 additional one percent rate of such taxes, then such county of Albany
19 shall allocate and distribute quarterly to the cities and the area in
20 the county outside the cities the same proportion of net collections
21 attributable to such additional one percent rate of such taxes as such
22 county is allocating and distributing the net collections from the coun-
23 ty's three percent rate of such taxes as of the date this act shall have
24 become a law, and such portion of net collections attributable to such
25 additional one percent rate of such taxes shall be allocated and
26 distributed to the towns and villages in such county in the same manner
27 as the net collections attributable to such county's three percent rate
28 of such taxes are allocated and distributed to such towns and villages
29 as of the date this act shall have become a law. In the event that any
30 city in the county of Albany exercises its prior right to impose tax
31 pursuant to section 1224 of the tax law, then the county of Albany shall
32 not be required to allocate and distribute net collections in accordance
33 with the previous sentence for any period of time during which any such
34 city tax is in effect.

35 § 3. This act shall take effect immediately.

36 ITEM B

37 Section 1. Clause 8 of subparagraph (i) of the opening paragraph of
38 section 1210 of the tax law, as amended by section 1 of subpart B of
39 part A of chapter 61 of the laws of 2017, is amended to read as follows:

40 (8) the county of Allegany is hereby further authorized and empowered
41 to adopt and amend local laws, ordinances or resolutions imposing such
42 taxes at a rate which is: (i) one percent additional to the three
43 percent rate authorized above in this paragraph for such county for the
44 period beginning December first, nineteen hundred eighty-six and ending
45 November thirtieth, two thousand four; and (ii) one and one-half percent
46 additional to the three percent rate authorized above in this paragraph
47 for such county for the period beginning December first, two thousand
48 four and ending November thirtieth, two thousand [twenty] twenty-three;

49 § 2. This act shall take effect immediately.

50 ITEM C



1

ITEM A

2 Section 1. Subdivision 7 of section 1202-q of the tax law, as amended
3 by section 1 of subpart A of part B of chapter 61 of the laws of 2017,
4 is amended to read as follows:

5 (7) Such local law shall provide for the imposition of a hotel or
6 motel tax for a period to expire on December thirty-first, two thousand
7 [twenty] twenty-three.

8 § 2. Section 6 of chapter 179 of the laws of 2000, amending the tax
9 law, relating to hotel and motel taxes in Nassau county and a surcharge
10 on tickets to places of entertainment in such county, as amended by
11 section 2 of subpart A of part B of chapter 61 of the laws of 2017, is
12 amended to read as follows:

13 § 6. This act shall take effect immediately, except that section five
14 of this act shall take effect on the same date as a chapter of the laws
15 of 2000 amending the public authorities law and the tax law relating to
16 creating the Nassau county interim finance authority takes effect;
17 provided, further, that sections two, three and four of this act shall
18 expire and be deemed repealed December 31, [2020] 2023.

19 § 3. This act shall take effect immediately.

20

ITEM B

21 Section 1. Section 2 of chapter 405 of the laws of 2007, amending the
22 tax law relating to increasing hotel/motel taxes in Chautauqua county,
23 as amended by section 1 of subpart B of part B of chapter 61 of the laws
24 of 2017, is amended to read as follows:

25 § 2. This act shall take effect December 1, 2007 and shall expire and
26 be deemed repealed November 30, [2020] 2023.

27 § 2. This act shall take effect immediately.

28

ITEM C

29 Section 1. Subdivision 7 of section 1202-o of the tax law, as amended
30 by section 1 of subpart C of part B of chapter 61 of the laws of 2017,
31 is amended to read as follows:

32 (7) Such local law shall provide for the imposition of a hotel or
33 motel tax until December thirty-first, two thousand [twenty] twenty-
34 three.

35 § 2. This act shall take effect immediately.

36

ITEM D

37 Section 1. Section 3 of chapter 105 of the laws of 2009, amending
38 chapter 693 of the laws of 1980 enabling the county of Albany to impose
39 and collect taxes on occupancy of hotel or motel rooms in Albany county
40 relating to revenues received from the collection of hotel or motel
41 occupancy taxes, as amended by chapter 134 of the laws of 2018, is
42 amended to read as follows:

43 § 3. This act shall take effect upon the adoption by the county of
44 Albany of a local law imposing in such county the additional occupancy
45 tax authorized by this act and shall expire and be deemed repealed
46 December 31, [2020] 2023; provided that Albany county shall notify the
47 legislative bill drafting commission upon the occurrence of the enact-
48 ment of such local law in order that the commission may maintain an
49 accurate and timely effective data base of the official text of the laws

1 of the state of New York in furtherance of effecting the provisions of
2 section 44 of the legislative law and section 70-b of the public offi-
3 cers law.

4 § 2. This act shall take effect immediately.

5 § 2. Severability clause. If any clause, sentence, paragraph, subdivi-
6 sion, section, or item of this subpart shall be adjudged by any court of
7 competent jurisdiction to be invalid, such judgment shall not affect,
8 impair, or invalidate the remainder thereof, but shall be confined in
9 its operation to the clause, sentence, paragraph, subdivision, section
10 or item thereof directly involved in the controversy in which such judg-
11 ment shall have been rendered. It is hereby declared to be the intent of
12 the legislature that this subpart would have been enacted even if such
13 invalid provisions had not been included herein.

14 § 3. This act shall take effect immediately provided, however, that
15 the applicable effective date of Items A through D of this Subpart shall
16 be as specifically set forth in the last section of such Items.

17 SUBPART E

18 Section 1. This Subpart enacts into law legislation providing for the
19 imposition of a county recording tax on obligation secured by a mortgage
20 on real property. Each component is wholly contained within an Item
21 identified as Items A through N. The effective date for each particular
22 provision contained within an Item is set forth in the last section of
23 such Item. Any provision of any section contained within a Item, includ-
24 ing the effective date of the Item, which makes reference to a section
25 "of this act", when used in connection with that particular component,
26 shall be deemed to mean and refer to the corresponding section of the
27 Item in which it is found. Section three of this Subpart sets forth the
28 general effective date of this Subpart.

29 ITEM A

30 Section 1. Section 2 of chapter 333 of the laws of 2006 amending the
31 tax law relating to authorizing the county of Schoharie to impose a
32 county recording tax on obligation secured by a mortgage on real proper-
33 ty, as amended by section 1 of subpart A of part C of chapter 61 of the
34 laws of 2017, is amended to read as follows:

35 § 2. This act shall take effect immediately and shall expire and be
36 deemed repealed on and after December 1, [2020] 2023.

37 § 2. This act shall take effect immediately.

38 ITEM B

39 Section 1. Section 2 of chapter 326 of the laws of 2006, amending the
40 tax law relating to authorizing the county of Hamilton to impose a coun-
41 ty recording tax on obligations secured by mortgages on real property,
42 as amended by section 1 of subpart B of part C of chapter 61 of the laws
43 of 2017, is amended to read as follows:

44 § 2. This act shall take effect immediately and shall expire and be
45 deemed repealed December 1, [2020] 2023.

46 § 2. This act shall take effect immediately.

47 ITEM C



1 recording tax on obligations secured by a mortgage on real property, as
2 amended by section 1 of subpart G of part C of chapter 61 of the laws of
3 2017, is amended to read as follows:

4 § 2. This act shall take effect on the thirtieth day after it shall
5 have become a law and shall expire and be deemed repealed on December 1,
6 [2020] 2023.

7 § 2. This act shall take effect immediately.

8 ITEM H

9 Section 1. Section 3 of chapter 365 of the laws of 2005, amending the
10 tax law relating to the mortgage recording tax in the county of Steuben,
11 as amended by section 1 of subpart H of part C of chapter 61 of the laws
12 of 2017, is amended to read as follows:

13 § 3. This act shall take effect immediately except that section two of
14 this act shall take effect on the thirtieth day after it shall have
15 become a law and shall expire and be deemed repealed on December 1,
16 [2020] 2023.

17 § 2. This act shall take effect immediately.

18 ITEM I

19 Section 1. Section 2 of chapter 405 of the laws of 2005 amending the
20 tax law relating to authorizing the county of Albany to impose a county
21 recording tax on obligations secured by a mortgage on real property, as
22 amended by chapter 346 of the laws of 2018, is amended to read as
23 follows:

24 § 2. This act shall take effect on the thirtieth day after it shall
25 have become a law and shall expire and be deemed repealed on the first
26 of December, [2020] 2023.

27 § 2. This act shall take effect immediately.

28 ITEM J

29 Intentionally Omitted

30 ITEM K

31 Intentionally Omitted

32 ITEM L

33 Section 1. Section 2 of chapter 218 of the laws of 2009 amending the
34 tax law relating to authorizing the county of Greene to impose an addi-
35 tional mortgage recording tax, as amended by chapter 13 of the laws of
36 2019, is amended to read as follows:

37 § 2. This act shall take effect on the sixtieth day after it shall
38 have become a law and shall expire and be deemed repealed December 1,
39 [2020] 2023.

40 § 2. This act shall take effect immediately and shall be deemed to
41 have been in full force and effect on and after December 1, 2019.

42 ITEM M

43 Section 1. Section 2 of chapter 368 of the laws of 2008, amending the
44 tax law relating to authorizing the county of Warren to impose an addi-

A09508 Summary:

BILL NO A09508B

SAME AS SAME AS UNI.

SPONSOR Budget

COSPNSR

MLTSPNSR

Amd Various Laws, generally

Enacts into law major components of legislation necessary to implement the state transportation, economic development and environmental conservation budget for the 2020-2021 state fiscal year; relates to consolidated local highway assistance payments (Part A); relates to penalties for commercial vehicles on parkways and penalties for over-height vehicles (Part B); relates to the display of amber and blue lights on safety service patrol vehicles (Part C); relates to the maximum dimension of certain vehicles proceeding to and from the New York state thruway authority (Part E); relates to agreements for fiber optics (Part F); relates to penalties for unlicensed operation of ground transportation to and from airports (Part H); relates to setting the aggregate principal amount of bonds the Metropolitan transit authority, the Triborough bridge and tunnel authority and the New York city transit authority can issue (Part I); relates to the New York transit authority and the metropolitan transportation authority, in relation to extending authorization for tax increment financing for the metropolitan transportation authority (Part K); relates to permitting the secretary of state to provide special handling for all documents filed or issued by the division of corporations and to permit additional levels of such expedited service (Part R); relates to prohibiting pricing of goods and services on the basis of gender (Part S); relates to making changes to the arms of the state (Part U); relates to qualifications for appointment and employment (Part V); relates to home inspection professional licensing (Part W); authorizes utility and cable television assessments that provide funds to the department of health from cable television assessment revenues and to the department of agriculture and markets, department of environmental conservation, department of state, and the office of parks, recreation and historic preservation from utility assessment revenues (Part Y); relates to the powers and duties of the dormitory authority of the state of New York relative to the establishment of subsidiaries for certain purposes (Part CC); amends the infrastructure investment act, in relation to requiring certain contracts to comply with service-disabled veteran-owned business enterprises, negotiating prices in certain lump-sum contracts, referencing certain sections of law and providing for a date of repeal (Part DD); extends the authority of the New York state urban development corporation to administer the empire state economic development fund (Part EE); relates to the powers of the New York state urban development corporation to make loans, in relation to extending the general loan powers of the New York state urban development corporation (Part FF); relates to economic transformation program eligibility (Part GG); authorizes the New York state energy research and development authority to finance a portion of its research, development and demonstration, policy and planning, and Fuel NY program, as well as climate change related expenses of the department of environmental conservation and the department of agriculture and markets' Fuel NY program, from an assessment on gas and electric corporations (Part HH); relates to the definition of farm laborer and labor practices for farm laborers (Part II); relates to procurement procedures for school districts in relation to New York state products (Part JJ); relates to the water pollution control revolving fund and the drinking water revolving fund (Part KK); relates to student debt consultants (Part MM); relates to expanded polystyrene foam container and polystyrene loose fill packaging ban; relates to moneys collected for violations of the expanded polystyrene foam container and polystyrene loose fill packaging ban (Part PP); authorizes the creation of state debt in the amount of three billion dollars, in relation to creating the environmental bond act of 2020 "restore mother nature" for the purposes of environmental improvements that preserve, enhance, and restore New York's natural resources and reduce the impact of climate change; provides for the submission to the people of a proposition or question therefor to be voted upon at the general election to be held in November, 2020 (Part QQ); relates to the implementation of the environmental bond act of 2020 "restore mother nature" (Part RR); authorizes the county of Nassau, to permanently and temporarily convey certain easements and to temporarily alienate certain parklands (Subpart A); authorizes the village of East Rockaway, county of Nassau, to permanently and temporarily convey certain easements and to temporarily alienate certain parklands (Subpart B); authorizes the village of Rockville Centre, county of Nassau, to permanently and temporarily convey certain easements and to temporarily alienate certain parklands (Subpart C)(Part UU); relates to banning fracking (Part WW); relates to bicycles with electric assist and electric scooters (Part XX); relates to increasing certain motor vehicle transaction fees; relates to the costs of the department of motor vehicles (Part YY); relates to the acceptance of applications for accident prevention and pre-licensing internet courses; establishes the accident prevention course internet technology pilot program (Part ZZ); amends the New York Buy American Act, in relation to the report to be provided and to making such provisions permanent (Part EEE); relates to prevailing wage requirements (Part FFF); amends the New York state urban development corporation act, in relation to the corporations' authorization to provide financial and technical assistance to community development financial institutions (Part III); accelerates the growth of renewable energy facilities to meet critical state energy policy goals (Part JJJ); extends the application deadline for businesses to participate in the START-UP NY program (Part KKK); authorizes the metropolitan transportation authority to borrow money and issue negotiable notes, bonds or other obligations to offset decreases in revenue (Part LLL); relates to the central business district tolling lockbox fund (Part MMM); relates to admission to residential treatment facilities (RTF) for children and youth (Part NNN); authorizes the transfer of certain office of mental health employees to the secure treatment rehabilitation center (Part OOO); relates to the amount of time an individual may be held for emergency observation, care, and treatment in CPEP and the implementation of satellite sites; relates to comprehensive psychiatric emergency programs (Part PPP); relates to penalties relating to mental health and substance use disorder parity compliance requirements; establishes the behavioral health parity compliance fund (Part QQQ); relates to providers of service (Part RRR); relates to applied behavior analysis (Part SSS); relates to the closure or transfer of a state-operated individualized residential alternative (Part TTT); provides funding for the Metropolitan Transportation Authority 2020-2024 capital program and paratransit operating expenses (Part UUU); relates to acquisitions or transfers of property for transit projects (Part VVV); relates to decoupling from certain federal tax changes (Part WWW); relates to installment loans and obligations evidencing installment loans (Item A); relates to statutory installment bonds (Item B); relates to refunding bonds (Item C); relates to the special powers of the New York state environmental facilities corporation (Item D); extends the authority of the department of environmental conservation to manage Atlantic and shortnose sturgeon (Item E); extends the authority of the department of environmental conservation to manage Atlantic herring (Item G); extends the authority of the department of environmental conservation to manage black sea bass (Item H); extends the authority of the department of environmental conservation to manage blueback herring (Item I); extends the authority of the department of environmental conservation to manage crabs (Item J); extends the authority of the department of environmental conservation to restrict the taking of fish, shellfish and crustacea in special management areas (Item K); extends the authority of the department of environmental conservation to manage of fluke-summer flounder (Item L); extends the authority of the department of environmental conservation to manage scup (Item M); extends the authority of the department of environmental conservation to manage sharks (Item N); extends the authority of the department of environmental conservation to manage squid (Item O); extends the authority of the department of environmental conservation to manage whelk and conch (Item P); extends the authority of the department of environmental conservation to manage winter flounder (Item Q); relates to commercial fishing licenses (Item R)(Subpart A); authorizes certain health care professionals licensed to practice in other jurisdictions to practice in this state in connection with an event sanctioned by the World Triathlon Corporation (Item A); authorizes the city of Middletown to enter into a contract to sell or pledge as collateral for a loan some or all of the delinquent liens held by such city to a private party or engage

a private party to collect some or all of the delinquent tax liens held by it (Item B); redistributes bond volume allocations made pursuant to section 146 of the federal tax reform act of 1986, relating to allocation of the unified state bond volume ceiling, enacts the private activity bond allocation act of 2020 (Item C); relates to the upstate flood mitigation task force (Item D); authorizes a pilot residential parking permit system in the city of Albany (Item K); relates to charging a fee for admission to the New York Botanical Garden (Item L); creates the radon task force, in relation to the reporting date and effectiveness thereof (Item M); relates to defining spearguns and allowing recreational spearfishing in New York's marine and coastal waters (Item N); relates to aquatic invasive species, spread prevention, and penalties (Item O); relates to the September 11th worker protection task force act (Item P); relates to extending time limitations for certain actions (Item Q); authorizes New York city marshals to exercise the same functions, powers and duties as sheriffs with respect to the execution of money judgments (Item R); relates to limits on certain supplementary insurance (Item S); relates to the sale of municipal obligations by the county of Erie (Item T); relates to payment in lieu of taxes for property acquired for park or recreational purposes (Item U); relates to payment in lieu of taxes for property acquired for park or recreational purposes by the town of Hempstead (Item V); relates to the provision of physical therapy assistant services in public and private primary and secondary schools (Item W); relates to the membership composition of the metropolitan transportation authority board (Item X); establishes the New York telecommunications relay service center (Item Y); relates to the tax abatement and exemption for rent regulated and rent controlled property occupied by senior citizens; relates to the tax abatement and exemption for rent regulated and rent controlled property occupied by persons with disabilities (Item Z); relates to the creation of a state information technology innovation center (Item AA); creates a presumption relating to certain lung disabilities incurred by volunteer firefighters (Item BB); relates to disability due to disease or malfunction of the heart or coronary arteries (Item CC); relates to certified school psychologists and special education services and programs for preschool children with handicapping conditions (Item DD); authorizes certain health care professionals licensed to practice in other jurisdictions to practice in this state in connection with an event sanctioned by New York Road Runners (Item EE); relates to paperwork reduction (Item FF); relates to bonds and notes of the city of Yonkers (Item GG); relates to the sale of bonds and notes of the city of Buffalo (Item HH); relates to assessment and review of assessments in the county of Nassau (Item II); extends provisions of the property/casualty insurance availability act (Item JJ); relates to certain tuition waivers for police officer students of the city university of New York (Item KK); requires regulations to permit tuition waivers for certain firefighters and fire officers for CUNY (Item LL); relates to repair of damaged pesticide containers (Item MM); relates to pesticide registration time frames and fees; relates to pesticide product registration timetables and fees (Item NN); relates to temporary investments by local governments (Item OO); authorizes services for non-residents in adult homes, residences for adults and enriched housing programs (Item PP); relates to the sale of bonds and notes of the city of New York, the issuance of bonds or notes with variable rates of interest, interest rate exchange agreements of the city of New York, the refunding of bonds, and the down payment for projects financed by bonds; amends the New York state financial emergency act for the city of New York, in relation to a pledge and agreement of the state; relates to interest rate exchange agreements of the city of New York and refunding bonds of such city (Item QQ); relates to certain payments to the horsemen's organization (Item RR); relates to use of electronic means for the commencement and filing of papers in certain actions and proceedings (Item SS); establishes certain water charges for hospitals and charities in New York city (Item TT); relates to the boarding of out of state inmates at local correctional facilities (Item UU); relates to the adoption of the interstate compact for juveniles by the state of New York (Item VV); grants the chief administrator of the courts the authority to allow referees to determine applications for orders of protection during the hours family court is in session (Item WW); relates to an advisory panel on employee-owned enterprises within the division of small business services; relates to establishing an advisory panel on employee-owned enterprises within the division of small business services (Item XX); establishes the underground facilities safety training account (Item YY); authorizes the hunting of big game in the county of Albany with rifles (Item ZZ); relates to liquidator's permits and temporary retail permits (Item AAA); relates to the New York state thoroughbred breeding and development fund; relates to permitted deductions from wages (Item CCC) establishes the digital currency task force (Item DDD); authorizes the city of New York to sell to abutting property owners real property owned by such city, consisting of tax lots that cannot be independently developed due to the size, shape, configuration and topography of such lots and the zoning regulations applicable thereto (Item EEE); requires certain agencies to submit regulatory agendas for publication in the state register (Item FFF); relates to the taking of sharks (Item GGG); authorizes owners of residential real property in high risk brush fire areas in the borough of Staten Island to cut and remove reeds from their property, in relation to extending the expiration and repeal date thereof for an additional year (Item HHH); creates a temporary state commission to study and investigate how to regulate artificial intelligence, robotics and automation (Item III); relates to the determination of adjusted base proportions in special assessing units which are cities (Item JJJ); extends limitations on the shift between classes of taxable property in the town of Orangetown, county of Rockland (Item KKK); extends limitations on the shift between classes of taxable property in the town of Clarkstown, county of Rockland (Item LLL); allows certain special assessing units other than cities to adjust their current base proportions, adjusted base proportions for assessment rolls, and the base proportion in approved assessing units in Nassau county (Item MMM); increases certain special accidental death benefits (Item NNN); relates to the home based primary care for the elderly demonstration project (Item OOO); relates to the residential parking system in the village of Dobbs Ferry in the county of Westchester (Item PPP); relates to the incorporation of the New York Zoological Society, in relation to extending the expiration date of free one day admission to the zoological park (Item QQQ); increases the average assessed value threshold and to eligibility for J-51 tax abatements (Item RRR); relates to fees and expenses in unemployment insurance proceedings (Item SSS); extends authorization for certain exemptions from filing requirements (Item TTT); extends the tax rate reduction under the New York state real estate transfer tax and the New York city real property transfer tax for conveyances of real property to existing real estate investment funds (Item UUU)(Subpart B); relates to the imposition of sales and compensating use taxes by the county of Albany (Item A); extends the expiration of the provisions authorizing the county of Allegany to impose an additional one and one-half percent sales and compensating use taxes (Item B); extends the authorization of the county of Broome to impose an additional one percent of sales and compensating use taxes (Item C); extends the expiration of provisions authorizing the county of Cattaraugus to impose an additional one percent of sales and compensating use tax (Item D); extends the authorization of the county of Cayuga to impose an additional one percent of sales and compensating use taxes (Item E); authorizes Chautauqua county to impose an additional one percent rate of sales and compensating use taxes (Item F); extends the authorization of the county of Chemung to impose an additional one percent of sales and compensating use taxes (Item G); extends the authority of Chenango county to impose additional taxes (Item H); extends the expiration of the authorization granted to the county of Clinton to impose an additional rate of sales and compensating use tax (Item I); relates to sales and compensating use tax in Columbia county (Item J); extends the authorization for imposition of additional sales tax in the county of Cortland (Item K); extends the authorization of the county of Delaware to impose an additional one percent of sales and compensating use taxes (Item L); relates to sales and compensating use tax in Dutchess county (Item M); relates to the imposition of additional rates of sales and compensating use taxes by Erie county (Item N); extends the authorization granted to the county of Essex to impose an additional one percent of sales and compensating use taxes (Item O); extends the expiration of the authority granted to the county of Franklin to impose an additional one percent of sales and compensating use taxes (Item P); relates to the imposition of additional sales and compensating use tax in Fulton county (Item Q); extends the expiration of the authorization to the county of Genesee to impose an additional one percent of sales and compensating use taxes (Item R); extends the authorization for imposition of additional sales and compensating use taxes in Greene county (Item S); extends the authorization of the county of Hamilton to impose an additional one percent of sales and compensating use taxes (Item T); extends the period during which the county of Herkimer is authorized to impose additional sales and compensating use taxes (Item U); authorizes the county of Jefferson to impose additional sales tax (Item V); authorizes the county of Lewis to impose an additional one percent of sales and compensating use taxes (Item W); authorizes the county of Livingston to impose an additional one percent sales tax (Item X); extends the authorization of the county of Madison to impose an additional rate of sales and compensating use taxes (Item Y); relates to the imposition of sales and compensating use taxes by the county of Monroe (Item Z); relates to the imposition of sales and compensating use taxes in Montgomery county (Item AA); extends the authority of the county of Nassau to impose additional sales and compensating use taxes, and extending local government assistance programs in Nassau county (Item BB); relates to continuing to authorize Niagara county to impose an additional rate of sales and compensating use taxes (Item CC); authorizes Oneida county to impose additional rates of sales and compensating use taxes and providing for allocation and distribution

of a portion of net collections from such additional rates (Item DD); extends the authorization of the county of Onondaga to impose an additional rate of sales and compensating use taxes (Item EE); extends the authorization for Ontario county to impose additional rates of sales and compensating use taxes (Item FF); extends the authority of the county of Orange to impose an additional rate of sales and compensating use taxes (Item GG); extends the period during which the county of Orleans is authorized to impose additional rates of sales and compensating use taxes (Item HH); extends authorization for an additional one percent sales and compensating use tax in the county of Oswego (Item II); extends the authorization for imposition of additional sales tax in the county of Otsego (Item JJ); relates to the imposition of sales and compensating use taxes in the county of Putnam (Item KK); extends the authorization of the county of Rensselaer to impose an additional one percent of sales and compensating use taxes (Item LL); authorizes the county of Rockland to impose an additional rate of sales and compensating use taxes (Item MM); extends the authority of St. Lawrence county to impose sales tax (Item NN); relates to the imposition of sales and compensating use tax in Schenectady county (Item OO); extends the authorization for imposition of additional sales tax in the county of Schoharie (Item PP); extends the authorization of the county of Schuyler to impose an additional one percent of sales and compensating use taxes (Item QQ); extends the expiration of the authorization to the county of Seneca to impose an additional one percent sales and compensating use tax (Item RR); extends the authorization of the county of Steuben to impose an additional one percent of sales and compensating use taxes (Item SS); extends the authority of the county of Suffolk to impose an additional one percent of sales and compensating use tax (Item TT); extends authorization to impose certain taxes in the county of Sullivan (Item UU); extends the authorization of the county of Tioga to impose an additional one percent of sales and compensating use taxes (Item VV); extends the authorization of the county of Tompkins to impose an additional one percent of sales and compensating use taxes (Item WW); extends the authority of the county of Ulster to impose an additional 1 percent sales and compensating use tax (Item XX); extends the additional one percent sales tax for Wayne county (Item YY); extends the expiration of the authorization to the county of Wyoming to impose an additional one percent sales and compensating use tax (Item ZZ); extends the authorization of the county of Yates to impose an additional one percent of sales and compensating use taxes (Item AAA); extends the authorization of the city of Oswego to impose an additional one percent of sales and compensating use taxes (Item BBB); authorizes the city of Yonkers to impose additional sales tax (Item CCC); extends the authorization of the city of New Rochelle to impose an additional sales and compensating use tax (Item DDD); revises the period of authorization for the county of Westchester's additional one percent rate of sales and compensating use tax and the expiration of the Westchester county spending limitation act; relates to the method of disposition of sales and compensating use tax revenue in Westchester county and enacting the Westchester county spending limitation act, in relation to revising the period of authorization for the county of Westchester's additional one percent rate of sales; authorizes the county of Westchester to impose an additional rate of sales and compensating use tax, in relation to extending the authorization for the county of Westchester impose an additional tax rate of sales and compensating use taxes (Item EEE)(Subpart C); extends the authority of the county of Nassau to impose hotel and motel taxes in Nassau county; relates to hotel and motel taxes in Nassau county and a surcharge on tickets to places of entertainment in such county (Item A); increases hotel/motel taxes in Chautauqua county (Item B); extends the expiration of the authority granted to the county of Suffolk to impose hotel and motel taxes (Item C); relates to enabling the county of Albany to impose and collect taxes on occupancy of hotel or motel rooms in Albany county relating to revenues received from the collection of hotel or motel occupancy taxes (Item D) (Subpart D); authorizes the county of Schoharie to impose a county recording tax on obligation secured by a mortgage on real property (Item A); authorizes the county of Hamilton to impose a county recording tax on obligations secured by mortgages on real property (Item B); relates to the mortgage recording tax in the county of Fulton (Item C); extends the expiration of the mortgage recording tax imposed by the city of Yonkers (Item D); authorizes the county of Cortland to impose an additional mortgage recording tax (Item E); authorizes the county of Genesee to impose a county recording tax on obligation secured by a mortgage on real property (Item F); authorizes the county of Yates to impose a county recording tax on obligations secured by a mortgage on real property (Item G); relates to the mortgage recording tax in the county of Steuben (Item H); authorizes the county of Albany to impose a county recording tax on obligations secured by a mortgage on real property (Item I); authorizes the county of Greene to impose an additional mortgage recording tax (Item L); authorizes the county of Warren to impose an additional mortgage recording tax (Item M); authorizes the county of Herkimer to impose a county recording tax on obligation secured by a mortgage on real property (Item N)(Subpart E); imposes an additional real estate transfer tax within the county of Columbia (Subpart F); relates to the imposition of certain taxes in the city of New York, in relation to postponing the expiration of certain tax rates and taxes in the city of New York (Subpart G); relates to exemptions from sales and use taxes, in relation to extending certain provisions thereof; extends certain provisions relating to specially eligible premises and special rebates; extends certain provisions relating to exemptions and deductions from base rent; extends certain provisions relating to eligibility periods and requirements; extends certain provisions relating to eligibility periods and requirements, benefit periods and applications for abatements; extends certain provisions relating to a special reduction in determining the taxable base rent (Item A); extends the expiration of the solar electric generating system and the electric energy storage equipment tax abatement (Item B); authorizes reimbursements for expenditures made by or on behalf of social services districts for medical assistance for needy persons and administration thereof (Item C); repeals certain provisions of the state finance law relating to the motorcycle safety fund (Item D); relates to catastrophic or reinsurance coverage issued to certain small groups, relates to catastrophic or reinsurance coverage issued to certain small groups (Item E)(Subpart H)(Part XXX); relates to the disclosure of certain records by the commissioner of motor vehicles (Part YYY); relates to public financing for state office; establishes the New York state campaign finance fund; establishes the NYS campaign finance fund check-off (Part ZZZ)

A09508 Actions:

BILL NO A09508B

01/22/2020 referred to ways and means
02/22/2020 amend (t) and recommit to ways and means
02/22/2020 print number 9508a
04/01/2020 amend (t) and recommit to ways and means
04/01/2020 print number 9508b
04/02/2020 reported referred to rules
04/02/2020 reported
04/02/2020 rules report cal.21
04/02/2020 substituted by s7508b
S07508 AMEND=B BUDGET
01/22/2020 REFERRED TO FINANCE
02/22/2020 AMEND (T) AND RECOMMIT TO FINANCE
02/22/2020 PRINT NUMBER 7508A
04/01/2020 AMEND (T) AND RECOMMIT TO FINANCE
04/01/2020 PRINT NUMBER 7508B
04/01/2020 ORDERED TO THIRD READING CAL.635
04/01/2020 MESSAGE OF NECESSITY - 3 DAY MESSAGE
04/01/2020 PASSED SENATE
04/01/2020 DELIVERED TO ASSEMBLY
04/01/2020 referred to ways and means
04/02/2020 substituted for a9508b
04/02/2020 ordered to third reading rules cal.21
04/02/2020 message of necessity - 3 day message

04/02/2020 passed assembly
04/02/2020 returned to senate
04/03/2020 DELIVERED TO GOVERNOR
04/03/2020 SIGNED CHAP.58

LOCAL LAW NO. “E” FOR 2020

A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK, IMPOSING AN ADDITIONAL ONE PERCENT RATE OF TAX ON SALES AND USES OF TANGIBLE PERSONAL PROPERTY AND OF CERTAIN SERVICES, AND ON OCCUPANCY OF HOTEL ROOMS AND AMUSEMENT CHARGES, PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK

Introduced: 7/13/20

By Mr. A. Joyce:

BE IT ENACTED by the County Legislature of the County of Albany, as follows:

SECTION 1. The first sentence of Section 2 of Local Law No. 3 for 1967, entitled “A Local Law of the County of Albany in relation to the imposition of a County Sales and Use Tax”, as amended, is amended to read as follows:

“SECTION 2. Imposition of sales tax. On and after March 1, 1970, there is hereby imposed and there shall be paid a tax of three percent upon, and for the period commencing September 1, 1992, and ending November 30, 2023, there is hereby imposed and there shall be paid an additional tax at the rate of one percent upon:”

SECTION 2. Section 2-B of such Local Law No. 3 for 1967, as amended, is amended to read as follows:

“SECTION 2-B. Exemption of certain energy sources and related services from additional one percent rate of tax.

Notwithstanding any inconsistent provision of this Local Law, receipts from the sale of property and services described in Section 2-A of this Local Law and consideration given or contracted to be given for such property and services shall be exempt from the additional one percent rate of sales and compensating use taxes imposed by Sections 2 and 4, respectively, of this Local Law for the period commencing September 1, 1992, and ending November 30, 2023.”

SECTION 3. Subdivision (g) of Section 3 of such Local Law No. 3 for 1967, as amended, is amended to read as follows:

“(g) With respect to the additional tax of one percent imposed for the period commencing September 1, 1992, and ending November 30, 2023, the provisions of subdivisions (a), (b), (c), (d) and (e) of this Section apply,

except that for the purposes of this subdivision, all references in said subdivisions (a), (b), (c) and (d) to an effective date shall be read as referring to September 1, 1992, all references in said subdivision (a) to the date four months prior to the effective date shall be read as referring to May 1, 1992, and the reference in subdivision (b) to the date immediately preceding the effective date shall be read as referring to August 31, 1992. Nothing herein shall be deemed to exempt from tax at the rate in effect prior to September 1, 1992, any transaction which may not be subject to the additional tax imposed effective on that date.”

SECTION 4. Section 4 of such Local Law No. 3 for 1967, as amended, is amended to read as follows:

“SECTION 4. Imposition of compensating use tax.

(a) Except to the extent that property or services have already been or will be subject to the sales tax under this enactment, there is hereby imposed on every person a use tax for the use within this taxing jurisdiction on and after September 1, 1992, except as otherwise exempted under this enactment, (A) of any tangible personal property purchased at retail, (B) of any tangible personal property (other than computer software used by the author or other creator) manufactured, processed or assembled by the user, (i) if items of the same kind of tangible personal property are offered for sale by him in the regular course of business or (ii) if items are used as such or incorporated into a structure, building or real property, by a contractor, subcontractor or repairman in erecting structures or buildings, or building on, or otherwise adding to, altering, improving, maintaining, servicing or repairing real property, property or land, as the terms real property, property or land are defined in the real property tax law, if items of the same kind are not offered for sale as such by such contractors, subcontractor or repairman or other user in the regular course of business, (C) of any of the services described in paragraphs (1), (7) and (8) of subdivision (c) of Section Two, (D) of any tangible personal property, however acquired, where not acquired for purposes of resale, upon which any of the services described under paragraphs (2), (3) and (7) of subdivision (c) of Section Two have been performed, (E) of any telephone answering service described in subdivision (b) of Section Two and (F) of any computer software written or otherwise created by the user if the user offers software of a similar kind for sale as such or as a component part of other property in the regular course of business.

(b) For purposes of clause (A) of subdivision (a) of this Section, for the period commencing September 1, 1992, and ending November 30,

2023, the tax shall be at the rate of four percent, and on and after December 1, 2023, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for such property, or for the use of such property, including any charges for shipping or delivery as described in paragraph three of subdivision (b) of Section One, but excluding any credit for tangible personal property accepted in part payment and intended for resale.

(c) For purposes of subclause (i) of clause (B) of subdivision (a) of this section, for the period commencing September 1, 1992, and ending November 30, 2023, the tax shall be at the rate of four percent, and on and after December 1, 2023, the tax shall be at the rate of three percent, of the price at which items of the same kind of tangible personal property are offered for sale by the user, and the mere storage, keeping, retention or withdrawal from storage of tangible personal property by the person who manufactured, processed or assembled such property shall not be deemed a taxable use by him.

(d) For purposes of subclause (ii) of clause (B) of subdivision (a) of this section, for the period commencing September 1, 1992, and ending November 30, 2023, the tax shall be at the rate of four percent, and on and after December 1, 2023, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property manufactured, processed or assembled into the tangible personal property the use of which is subject to tax, including any charges for shipping or delivery as described in paragraph three of subdivision (b) of Section One.

(e) Notwithstanding the foregoing provision of this section, for purposes of clause (B) of subdivision (a) of this section, there shall be no tax on any portion of such price which represents the value added by the user to tangible personal property which he fabricates and installs to the specifications of an addition or capital improvement to real property, property or land, as the terms real property, property or land are defined in the real property tax law, over and above the prevailing normal purchase price prior to such fabrication of such tangible personal property which a manufacturer, producer or assembler would charge an unrelated contractor who similarly fabricated and installed such tangible personal property to the specifications of an addition or capital improvement to such real property, property or land.

(f) For purposes of clauses (C), (D) and (E) of subdivision (a) of this section, for the period commencing September 1, 1992, and ending November 30, 2023, the tax shall be at the rate of four percent, and on

and after December 1, 2023, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the service, including the consideration for any tangible personal property transferred in conjunction with the performance of the service and also including any charges for shipping and delivery of the property so transferred and of the tangible personal property upon which the service was performed as such charges are described in paragraph three of subdivision (b) of Section One.

(g) For purposes of clause (F) of subdivision (a) of this Section, for the period commencing September 1, 1992, and ending November 30, 2023, the tax shall be at the rate of four percent, and on and after December 1, 2023, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property which constitutes the blank medium, such as disks or tapes, used in conjunction with the software, or for the use of such property, and the mere storage, keeping, retention or withdrawal from storage of computer software described in such clause (F) by its author or other creator shall not be deemed a taxable use by such person.”

SECTION 5. Paragraph (B) of subdivision (1) of Section 11 of such Local Law No. 3 for 1967, as amended, is amended to read as follows:

(B) With respect to the additional tax of one percent imposed for the period beginning September 1, 1992, and ending November 30, 2023, in respect to the use of property used by the purchaser in this County prior to September 1, 1992.”

SECTION 6. A new subdivision (q) of section 14 of such Local Law No. 3 for 1967, as amended, is added to read as follows:

“(q) Notwithstanding any inconsistent provision of law, the County shall allocate and distribute quarterly to the cities and the area in the County outside the cities the same proportion of net collections attributable to the additional one percent rate of taxes imposed by sections two and four of this Local Law for the period commencing December 1, 2020 and ending November 30, 2023, as the County allocates and distributes the net collections from the County’s three percent rate of such taxes, as of July 20, 2020, and such portion of net collections attributable to such additional one percent rate of such taxes shall be allocated and distributed to the towns and villages in the County in the same manner as the net collections attributable to the County’s three percent rate of such taxes are allocated and distributed to such towns and villages as of July 20, 2020. In the event that any city

in the County exercises its prior right to impose tax pursuant to Section 1224 of the New York Tax Law, then the County shall not allocate and distribute net collections in accordance with the previous sentence for any period of time during which any such city tax is in effect, and the County shall instead set aside net collections attributable to such additional one percent rate of such taxes for County purposes for any such period that any such city tax is in effect.

SECTION 7. This enactment shall take effect December 1, 2020.

A09508 Summary:

BILL NO A09508B

SAME AS SAME AS UNI.

SPONSOR Budget

COSPNSR

MLTSPNSR

Amd Various Laws, generally

Enacts into law major components of legislation necessary to implement the state transportation, economic development and environmental conservation budget for the 2020-2021 state fiscal year; relates to consolidated local highway assistance payments (Part A); relates to penalties for commercial vehicles on parkways and penalties for over-height vehicles (Part B); relates to the display of amber and blue lights on safety service patrol vehicles (Part C); relates to the maximum dimension of certain vehicles proceeding to and from the New York state thruway authority (Part E); relates to agreements for fiber optics (Part F); relates to penalties for unlicensed operation of ground transportation to and from airports (Part H); relates to setting the aggregate principal amount of bonds the Metropolitan transit authority, the Triborough bridge and tunnel authority and the New York city transit authority can issue (Part I); relates to the New York transit authority and the metropolitan transportation authority, in relation to extending authorization for tax increment financing for the metropolitan transportation authority (Part K); relates to permitting the secretary of state to provide special handling for all documents filed or issued by the division of corporations and to permit additional levels of such expedited service (Part R); relates to prohibiting pricing of goods and services on the basis of gender (Part S); relates to making changes to the arms of the state (Part U); relates to qualifications for appointment and employment (Part V); relates to home inspection professional licensing (Part W); authorizes utility and cable television assessments that provide funds to the department of health from cable television assessment revenues and to the department of agriculture and markets, department of environmental conservation, department of state, and the office of parks, recreation and historic preservation from utility assessment revenues (Part Y); relates to the powers and duties of the dormitory authority of the state of New York relative to the establishment of subsidiaries for certain purposes (Part CC); amends the infrastructure investment act, in relation to requiring certain contracts to comply with service-disabled veteran-owned business enterprises, negotiating prices in certain lump-sum contracts, referencing certain sections of law and providing for a date of repeal (Part DD); extends the authority of the New York state urban development corporation to administer the empire state economic development fund (Part EE); relates to the powers of the New York state urban development corporation to make loans, in relation to extending the general loan powers of the New York state urban development corporation (Part FF); relates to economic transformation program eligibility (Part GG); authorizes the New York state energy research and development authority to finance a portion of its research, development and demonstration, policy and planning, and Fuel NY program, as well as climate change related expenses of the department of environmental conservation and the department of agriculture and markets' Fuel NY program, from an assessment on gas and electric corporations (Part HH); relates to the definition of farm laborer and labor practices for farm laborers (Part II); relates to procurement procedures for school districts in relation to New York state products (Part JJ); relates to the water pollution control revolving fund and the drinking water revolving fund (Part KK); relates to student debt consultants (Part MM); relates to expanded polystyrene foam container and polystyrene loose fill packaging ban; relates to moneys collected for violations of the expanded polystyrene foam container and polystyrene loose fill packaging ban (Part PP); authorizes the creation of state debt in the amount of three billion dollars, in relation to creating the environmental bond act of 2020 "restore mother nature" for the purposes of environmental improvements that preserve, enhance, and restore New York's natural resources and reduce the impact of climate change; provides for the submission to the people of a proposition or question therefor to be voted upon at the general election to be held in November, 2020 (Part QQ); relates to the implementation of the environmental bond act of 2020 "restore mother nature" (Part RR); authorizes the county of Nassau, to permanently and temporarily convey certain easements and to temporarily alienate certain parklands (Subpart A); authorizes the village of East Rockaway, county of Nassau, to permanently and temporarily convey certain easements and to temporarily alienate certain parklands (Subpart B); authorizes the village of Rockville Centre, county of Nassau, to permanently and temporarily convey certain easements and to temporarily alienate certain parklands (Subpart C)(Part UU); relates to banning fracking (Part WW); relates to bicycles with electric assist and electric scooters (Part XX); relates to increasing certain motor vehicle transaction fees; relates to the costs of the department of motor vehicles (Part YY); relates to the acceptance of applications for accident prevention and pre-licensing internet courses; establishes the accident prevention course internet technology pilot program (Part ZZ); amends the New York Buy American Act, in relation to the report to be provided and to making such provisions permanent (Part EEE); relates to prevailing wage requirements (Part FFF); amends the New York state urban development corporation act, in relation to the corporations' authorization to provide financial and technical assistance to community development financial institutions (Part III); accelerates the growth of renewable energy facilities to meet critical state energy policy goals (Part JJJ); extends the application deadline for businesses to participate in the START-UP NY program (Part KKK); authorizes the metropolitan transportation authority to borrow money and issue negotiable notes, bonds or other obligations to offset decreases in revenue (Part LLL); relates to the central business district tolling lockbox fund (Part MMM); relates to admission to residential treatment facilities (RTF) for children and youth (Part NNN); authorizes the transfer of certain office of mental health employees to the secure treatment rehabilitation center (Part OOO); relates to the amount of time an individual may be held for emergency observation, care, and treatment in CPEP and the implementation of satellite sites; relates to comprehensive psychiatric emergency programs (Part PPP); relates to penalties relating to mental health and substance use disorder parity compliance requirements; establishes the behavioral health parity compliance fund (Part QQQ); relates to providers of service (Part RRR); relates to applied behavior analysis (Part SSS); relates to the closure or transfer of a state-operated individualized residential alternative (Part TTT); provides funding for the Metropolitan Transportation Authority 2020-2024 capital program and paratransit operating expenses (Part UUU); relates to acquisitions or transfers of property for transit projects (Part VVV); relates to decoupling from certain federal tax changes (Part WWW); relates to installment loans and obligations evidencing installment loans (Item A); relates to statutory installment bonds (Item B); relates to refunding bonds (Item C); relates to the special powers of the New York state environmental facilities corporation (Item D); extends the authority of the department of environmental conservation to manage Atlantic and shortnose sturgeon (Item E); extends the authority of the department of environmental conservation to manage Atlantic herring (Item G); extends the authority of the department of environmental conservation to manage black sea bass (Item H); extends the authority of the department of environmental conservation to manage blueback herring (Item I); extends the authority of the department of environmental conservation to manage crabs (Item J); extends the authority of the department of environmental conservation to restrict the taking of fish, shellfish and crustacea in special management areas (Item K); extends the authority of the department of environmental conservation to manage of fluke-summer flounder (Item L); extends the authority of the department of environmental conservation to manage scup (Item M); extends the authority of the department of environmental conservation to manage sharks (Item N); extends the authority of the department of environmental conservation to manage squid (Item O); extends the authority of the department of environmental conservation to manage whelk and conch (Item P); extends the authority of the department of environmental conservation to manage winter flounder (Item Q); relates to commercial fishing licenses (Item R)(Subpart A); authorizes certain health care professionals licensed to practice in other jurisdictions to practice in this state in connection with an event sanctioned by the World Triathlon Corporation (Item A); authorizes the city of Middletown to enter into a contract to sell or pledge as collateral for a loan some or all of the delinquent liens held by such city to a private party or engage

a private party to collect some or all of the delinquent tax liens held by it (Item B); redistributes bond volume allocations made pursuant to section 146 of the federal tax reform act of 1986, relating to allocation of the unified state bond volume ceiling, enacts the private activity bond allocation act of 2020 (Item C); relates to the upstate flood mitigation task force (Item D); authorizes a pilot residential parking permit system in the city of Albany (Item K); relates to charging a fee for admission to the New York Botanical Garden (Item L); creates the radon task force, in relation to the reporting date and effectiveness thereof (Item M); relates to defining spearguns and allowing recreational spearfishing in New York's marine and coastal waters (Item N); relates to aquatic invasive species, spread prevention, and penalties (Item O); relates to the September 11th worker protection task force act (Item P); relates to extending time limitations for certain actions (Item Q); authorizes New York city marshals to exercise the same functions, powers and duties as sheriffs with respect to the execution of money judgments (Item R); relates to limits on certain supplementary insurance (Item S); relates to the sale of municipal obligations by the county of Erie (Item T); relates to payment in lieu of taxes for property acquired for park or recreational purposes (Item U); relates to payment in lieu of taxes for property acquired for park or recreational purposes by the town of Hempstead (Item V); relates to the provision of physical therapy assistant services in public and private primary and secondary schools (Item W); relates to the membership composition of the metropolitan transportation authority board (Item X); establishes the New York telecommunications relay service center (Item Y); relates to the tax abatement and exemption for rent regulated and rent controlled property occupied by senior citizens; relates to the tax abatement and exemption for rent regulated and rent controlled property occupied by persons with disabilities (Item Z); relates to the creation of a state information technology innovation center (Item AA); creates a presumption relating to certain lung disabilities incurred by volunteer firefighters (Item BB); relates to disability due to disease or malfunction of the heart or coronary arteries (Item CC); relates to certified school psychologists and special education services and programs for preschool children with handicapping conditions (Item DD); authorizes certain health care professionals licensed to practice in other jurisdictions to practice in this state in connection with an event sanctioned by New York Road Runners (Item EE); relates to paperwork reduction (Item FF); relates to bonds and notes of the city of Yonkers (Item GG); relates to the sale of bonds and notes of the city of Buffalo (Item HH); relates to assessment and review of assessments in the county of Nassau (Item II); extends provisions of the property/casualty insurance availability act (Item JJ); relates to certain tuition waivers for police officer students of the city university of New York (Item KK); requires regulations to permit tuition waivers for certain firefighters and fire officers for CUNY (Item LL); relates to repair of damaged pesticide containers (Item MM); relates to pesticide registration time frames and fees; relates to pesticide product registration timetables and fees (Item NN); relates to temporary investments by local governments (Item OO); authorizes services for non-residents in adult homes, residences for adults and enriched housing programs (Item PP); relates to the sale of bonds and notes of the city of New York, the issuance of bonds or notes with variable rates of interest, interest rate exchange agreements of the city of New York, the refunding of bonds, and the down payment for projects financed by bonds; amends the New York state financial emergency act for the city of New York, in relation to a pledge and agreement of the state; relates to interest rate exchange agreements of the city of New York and refunding bonds of such city (Item QQ); relates to certain payments to the horsemen's organization (Item RR); relates to use of electronic means for the commencement and filing of papers in certain actions and proceedings (Item SS); establishes certain water charges for hospitals and charities in New York city (Item TT); relates to the boarding of out of state inmates at local correctional facilities (Item UU); relates to the adoption of the interstate compact for juveniles by the state of New York (Item VV); grants the chief administrator of the courts the authority to allow referees to determine applications for orders of protection during the hours family court is in session (Item WW); relates to an advisory panel on employee-owned enterprises within the division of small business services; relates to establishing an advisory panel on employee-owned enterprises within the division of small business services (Item XX); establishes the underground facilities safety training account (Item YY); authorizes the hunting of big game in the county of Albany with rifles (Item ZZ); relates to liquidator's permits and temporary retail permits (Item AAA); relates to the New York state thoroughbred breeding and development fund; relates to permitted deductions from wages (Item CCC) establishes the digital currency task force (Item DDD); authorizes the city of New York to sell to abutting property owners real property owned by such city, consisting of tax lots that cannot be independently developed due to the size, shape, configuration and topography of such lots and the zoning regulations applicable thereto (Item EEE); requires certain agencies to submit regulatory agendas for publication in the state register (Item FFF); relates to the taking of sharks (Item GGG); authorizes owners of residential real property in high risk brush fire areas in the borough of Staten Island to cut and remove reeds from their property, in relation to extending the expiration and repeal date thereof for an additional year (Item HHH); creates a temporary state commission to study and investigate how to regulate artificial intelligence, robotics and automation (Item III); relates to the determination of adjusted base proportions in special assessing units which are cities (Item JJJ); extends limitations on the shift between classes of taxable property in the town of Orangetown, county of Rockland (Item KKK); extends limitations on the shift between classes of taxable property in the town of Clarkstown, county of Rockland (Item LLL); allows certain special assessing units other than cities to adjust their current base proportions, adjusted base proportions for assessment rolls, and the base proportion in approved assessing units in Nassau county (Item MMM); increases certain special accidental death benefits (Item NNN); relates to the home based primary care for the elderly demonstration project (Item OOO); relates to the residential parking system in the village of Dobbs Ferry in the county of Westchester (Item PPP); relates to the incorporation of the New York Zoological Society, in relation to extending the expiration date of free one day admission to the zoological park (Item QQQ); increases the average assessed value threshold and to eligibility for J-51 tax abatements (Item RRR); relates to fees and expenses in unemployment insurance proceedings (Item SSS); extends authorization for certain exemptions from filing requirements (Item TTT); extends the tax rate reduction under the New York state real estate transfer tax and the New York city real property transfer tax for conveyances of real property to existing real estate investment funds (Item UUU)(Subpart B); relates to the imposition of sales and compensating use taxes by the county of Albany (Item A); extends the expiration of the provisions authorizing the county of Allegany to impose an additional one and one-half percent sales and compensating use taxes (Item B); extends the authorization of the county of Broome to impose an additional one percent of sales and compensating use taxes (Item C); extends the expiration of provisions authorizing the county of Cattaraugus to impose an additional one percent of sales and compensating use tax (Item D); extends the authorization of the county of Cayuga to impose an additional one percent of sales and compensating use taxes (Item E); authorizes Chautauqua county to impose an additional one percent rate of sales and compensating use taxes (Item F); extends the authorization of the county of Chemung to impose an additional one percent of sales and compensating use taxes (Item G); extends the authority of Chenango county to impose additional taxes (Item H); extends the expiration of the authorization granted to the county of Clinton to impose an additional rate of sales and compensating use tax (Item I); relates to sales and compensating use tax in Columbia county (Item J); extends the authorization for imposition of additional sales tax in the county of Cortland (Item K); extends the authorization of the county of Delaware to impose an additional one percent of sales and compensating use taxes (Item L); relates to sales and compensating use tax in Dutchess county (Item M); relates to the imposition of additional rates of sales and compensating use taxes by Erie county (Item N); extends the authorization granted to the county of Essex to impose an additional one percent of sales and compensating use taxes (Item O); extends the expiration of the authority granted to the county of Franklin to impose an additional one percent of sales and compensating use taxes (Item P); relates to the imposition of additional sales and compensating use tax in Fulton county (Item Q); extends the expiration of the authorization to the county of Genesee to impose an additional one percent of sales and compensating use taxes (Item R); extends the authorization for imposition of additional sales and compensating use taxes in Greene county (Item S); extends the authorization of the county of Hamilton to impose an additional one percent of sales and compensating use taxes (Item T); extends the period during which the county of Herkimer is authorized to impose additional sales and compensating use taxes (Item U); authorizes the county of Jefferson to impose additional sales tax (Item V); authorizes the county of Lewis to impose an additional one percent of sales and compensating use taxes (Item W); authorizes the county of Livingston to impose an additional one percent sales tax (Item X); extends the authorization of the county of Madison to impose an additional rate of sales and compensating use taxes (Item Y); relates to the imposition of sales and compensating use taxes by the county of Monroe (Item Z); relates to the imposition of sales and compensating use taxes in Montgomery county (Item AA); extends the authority of the county of Nassau to impose additional sales and compensating use taxes, and extending local government assistance programs in Nassau county (Item BB); relates to continuing to authorize Niagara county to impose an additional rate of sales and compensating use taxes (Item CC); authorizes Oneida county to impose additional rates of sales and compensating use taxes and providing for allocation and distribution

of a portion of net collections from such additional rates (Item DD); extends the authorization of the county of Onondaga to impose an additional rate of sales and compensating use taxes (Item EE); extends the authorization for Ontario county to impose additional rates of sales and compensating use taxes (Item FF); extends the authority of the county of Orange to impose an additional rate of sales and compensating use taxes (Item GG); extends the period during which the county of Orleans is authorized to impose additional rates of sales and compensating use taxes (Item HH); extends authorization for an additional one percent sales and compensating use tax in the county of Oswego (Item II); extends the authorization for imposition of additional sales tax in the county of Otsego (Item JJ); relates to the imposition of sales and compensating use taxes in the county of Putnam (Item KK); extends the authorization of the county of Rensselaer to impose an additional one percent of sales and compensating use taxes (Item LL); authorizes the county of Rockland to impose an additional rate of sales and compensating use taxes (Item MM); extends the authority of St. Lawrence county to impose sales tax (Item NN); relates to the imposition of sales and compensating use tax in Schenectady county (Item OO); extends the authorization for imposition of additional sales tax in the county of Schoharie (Item PP); extends the authorization of the county of Schuyler to impose an additional one percent of sales and compensating use taxes (Item QQ); extends the expiration of the authorization to the county of Seneca to impose an additional one percent sales and compensating use tax (Item RR); extends the authorization of the county of Steuben to impose an additional one percent of sales and compensating use taxes (Item SS); extends the authority of the county of Suffolk to impose an additional one percent of sales and compensating use tax (Item TT); extends authorization to impose certain taxes in the county of Sullivan (Item UU); extends the authorization of the county of Tioga to impose an additional one percent of sales and compensating use taxes (Item VV); extends the authorization of the county of Tompkins to impose an additional one percent of sales and compensating use taxes (Item WW); extends the authority of the county of Ulster to impose an additional 1 percent sales and compensating use tax (Item XX); extends the additional one percent sales tax for Wayne county (Item YY); extends the expiration of the authorization to the county of Wyoming to impose an additional one percent sales and compensating use tax (Item ZZ); extends the authorization of the county of Yates to impose an additional one percent of sales and compensating use taxes (Item AAA); extends the authorization of the city of Oswego to impose an additional rate of sales and compensating use taxes (Item BBB); authorizes the city of Yonkers to impose additional sales tax (Item CCC); extends the authorization of the city of New Rochelle to impose an additional sales and compensating use tax (Item DDD); revises the period of authorization for the county of Westchester's additional one percent rate of sales and compensating use tax and the expiration of the Westchester county spending limitation act; relates to the method of disposition of sales and compensating use tax revenue in Westchester county and enacting the Westchester county spending limitation act, in relation to revising the period of authorization for the county of Westchester's additional one percent rate of sales; authorizes the county of Westchester to impose an additional rate of sales and compensating use tax, in relation to extending the authorization for the county of Westchester impose an additional tax rate of sales and compensating use taxes (Item EEE)(Subpart C); extends the authority of the county of Nassau to impose hotel and motel taxes in Nassau county; relates to hotel and motel taxes in Nassau county and a surcharge on tickets to places of entertainment in such county (Item A); increases hotel/motel taxes in Chautauqua county (Item B); extends the expiration of the authority granted to the county of Suffolk to impose hotel and motel taxes (Item C); relates to enabling the county of Albany to impose and collect taxes on occupancy of hotel or motel rooms in Albany county relating to revenues received from the collection of hotel or motel occupancy taxes (Item D) (Subpart D); authorizes the county of Schoharie to impose a county recording tax on obligation secured by a mortgage on real property (Item A); authorizes the county of Hamilton to impose a county recording tax on obligations secured by mortgages on real property (Item B); relates to the mortgage recording tax in the county of Fulton (Item C); extends the expiration of the mortgage recording tax imposed by the city of Yonkers (Item D); authorizes the county of Cortland to impose an additional mortgage recording tax (Item E); authorizes the county of Genesee to impose a county recording tax on obligation secured by a mortgage on real property (Item F); authorizes the county of Yates to impose a county recording tax on obligations secured by a mortgage on real property (Item G); relates to the mortgage recording tax in the county of Steuben (Item H); authorizes the county of Albany to impose a county recording tax on obligations secured by a mortgage on real property (Item I); authorizes the county of Greene to impose an additional mortgage recording tax (Item L); authorizes the county of Warren to impose an additional mortgage recording tax (Item M); authorizes the county of Herkimer to impose a county recording tax on obligation secured by a mortgage on real property (Item N)(Subpart E); imposes an additional real estate transfer tax within the county of Columbia (Subpart F); relates to the imposition of certain taxes in the city of New York, in relation to postponing the expiration of certain tax rates and taxes in the city of New York (Subpart G); relates to exemptions from sales and use taxes, in relation to extending certain provisions thereof; extends certain provisions relating to specially eligible premises and special rebates; extends certain provisions relating to exemptions and deductions from base rent; extends certain provisions relating to eligibility periods and requirements; extends certain provisions relating to eligibility periods and requirements, benefit periods and applications for abatements; extends certain provisions relating to a special reduction in determining the taxable base rent (Item A); extends the expiration of the solar electric generating system and the electric energy storage equipment tax abatement (Item B); authorizes reimbursements for expenditures made by or on behalf of social services districts for medical assistance for needy persons and administration thereof (Item C); repeals certain provisions of the state finance law relating to the motorcycle safety fund (Item D); relates to catastrophic or reinsurance coverage issued to certain small groups, relates to catastrophic or reinsurance coverage issued to certain small groups (Item E)(Subpart H)(Part XXX); relates to the disclosure of certain records by the commissioner of motor vehicles (Part YYY); relates to public financing for state office; establishes the New York state campaign finance fund; establishes the NYS campaign finance fund check-off (Part ZZZ)

A09508 Actions:

BILL NO A09508B

01/22/2020 referred to ways and means
02/22/2020 amend (t) and recommit to ways and means
02/22/2020 print number 9508a
04/01/2020 amend (t) and recommit to ways and means
04/01/2020 print number 9508b
04/02/2020 reported referred to rules
04/02/2020 reported
04/02/2020 rules report cal.21
04/02/2020 substituted by s7508b
S07508 AMEND=B BUDGET
01/22/2020 REFERRED TO FINANCE
02/22/2020 AMEND (T) AND RECOMMIT TO FINANCE
02/22/2020 PRINT NUMBER 7508A
04/01/2020 AMEND (T) AND RECOMMIT TO FINANCE
04/01/2020 PRINT NUMBER 7508B
04/01/2020 ORDERED TO THIRD READING CAL.635
04/01/2020 MESSAGE OF NECESSITY - 3 DAY MESSAGE
04/01/2020 PASSED SENATE
04/01/2020 DELIVERED TO ASSEMBLY
04/01/2020 referred to ways and means
04/02/2020 substituted for a9508b
04/02/2020 ordered to third reading rules cal.21
04/02/2020 message of necessity - 3 day message

04/02/2020 passed assembly
04/02/2020 returned to senate
04/03/2020 DELIVERED TO GOVERNOR
04/03/2020 SIGNED CHAP.58

STATE OF NEW YORK

S. 7508--B

A. 9508--B

SENATE - ASSEMBLY

January 22, 2020

IN SENATE -- A BUDGET BILL, submitted by the Governor pursuant to article seven of the Constitution -- read twice and ordered printed, and when printed to be committed to the Committee on Finance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

IN ASSEMBLY -- A BUDGET BILL, submitted by the Governor pursuant to article seven of the Constitution -- read once and referred to the Committee on Ways and Means -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the highway law and the transportation law, in relation to consolidated local highway assistance payments (Part A); to amend the vehicle and traffic law in relation to penalties for commercial vehicles on parkways and penalties for over-height vehicles (Part B); to amend the vehicle and traffic law, in relation to the display of amber and blue lights on safety service patrol vehicles (Part C); intentionally omitted (Part D); to amend the vehicle and traffic law, in relation to the maximum dimension of certain vehicles proceeding to and from the New York state thruway authority (Part E); to amend the public authorities law, in relation to agreements for fiber optics (Part F); intentionally omitted (Part G); to amend the vehicle and traffic law, in relation to penalties for unlicensed operation of ground transportation to and from airports (Part H); to amend the public authorities law, in relation to setting the aggregate principal amount of bonds the Metropolitan transit authority, the Triborough bridge and tunnel authority and the New York city transit authority can issue (Part I); intentionally omitted (Part J); to amend chapter 54 of the laws of 2016 amending the general municipal law relating to the New York transit authority and the metropolitan transportation authority, in relation to extending authorization for tax increment financing for the metropolitan transportation authority (Part K); intentionally omitted (Part L); intentionally omitted (Part M); intentionally omitted (Part N); intentionally omitted (Part O); intentionally omitted (Part P); intentionally omitted (Part Q); to amend

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [] is old law to be omitted.

LBD12673-03-0



PRINTED ON RECYCLED PAPER

1 deemed to mean and refer to the corresponding section of the Item in
2 which it is found. Section three of this Subpart sets forth the general
3 effective date of this Subpart.

4 ITEM A

5 Section 1. Clause 10 of subparagraph (i) of the opening paragraph of
6 section 1210 of the tax law, as amended by section 1 of subpart A of
7 part A of chapter 61 of the laws of 2017, is amended to read as follows:

8 (10) the county of Albany is hereby further authorized and empowered
9 to adopt and amend local laws, ordinances or resolutions imposing such
10 taxes at a rate which is one percent additional to the three percent
11 rate authorized above in this paragraph for such county for the period
12 beginning September first, nineteen hundred ninety-two and ending Novem-
13 ber thirtieth, two thousand [twenty] twenty-three;

14 § 2. Notwithstanding any inconsistent provision of law, if the county
15 of Albany imposes the additional one percent rate of sales and compen-
16 sating use taxes authorized by section one of this act for any portion
17 of the period during which the county is so authorized to impose such
18 additional one percent rate of such taxes, then such county of Albany
19 shall allocate and distribute quarterly to the cities and the area in
20 the county outside the cities the same proportion of net collections
21 attributable to such additional one percent rate of such taxes as such
22 county is allocating and distributing the net collections from the coun-
23 ty's three percent rate of such taxes as of the date this act shall have
24 become a law, and such portion of net collections attributable to such
25 additional one percent rate of such taxes shall be allocated and
26 distributed to the towns and villages in such county in the same manner
27 as the net collections attributable to such county's three percent rate
28 of such taxes are allocated and distributed to such towns and villages
29 as of the date this act shall have become a law. In the event that any
30 city in the county of Albany exercises its prior right to impose tax
31 pursuant to section 1224 of the tax law, then the county of Albany shall
32 not be required to allocate and distribute net collections in accordance
33 with the previous sentence for any period of time during which any such
34 city tax is in effect.

35 § 3. This act shall take effect immediately.

36 ITEM B

37 Section 1. Clause 8 of subparagraph (i) of the opening paragraph of
38 section 1210 of the tax law, as amended by section 1 of subpart B of
39 part A of chapter 61 of the laws of 2017, is amended to read as follows:

40 (8) the county of Allegany is hereby further authorized and empowered
41 to adopt and amend local laws, ordinances or resolutions imposing such
42 taxes at a rate which is: (i) one percent additional to the three
43 percent rate authorized above in this paragraph for such county for the
44 period beginning December first, nineteen hundred eighty-six and ending
45 November thirtieth, two thousand four; and (ii) one and one-half percent
46 additional to the three percent rate authorized above in this paragraph
47 for such county for the period beginning December first, two thousand
48 four and ending November thirtieth, two thousand [twenty] twenty-three;

49 § 2. This act shall take effect immediately.

50 ITEM C



1

ITEM A

2 Section 1. Subdivision 7 of section 1202-q of the tax law, as amended
3 by section 1 of subpart A of part B of chapter 61 of the laws of 2017,
4 is amended to read as follows:

5 (7) Such local law shall provide for the imposition of a hotel or
6 motel tax for a period to expire on December thirty-first, two thousand
7 [twenty] twenty-three.

8 § 2. Section 6 of chapter 179 of the laws of 2000, amending the tax
9 law, relating to hotel and motel taxes in Nassau county and a surcharge
10 on tickets to places of entertainment in such county, as amended by
11 section 2 of subpart A of part B of chapter 61 of the laws of 2017, is
12 amended to read as follows:

13 § 6. This act shall take effect immediately, except that section five
14 of this act shall take effect on the same date as a chapter of the laws
15 of 2000 amending the public authorities law and the tax law relating to
16 creating the Nassau county interim finance authority takes effect;
17 provided, further, that sections two, three and four of this act shall
18 expire and be deemed repealed December 31, [2020] 2023.

19 § 3. This act shall take effect immediately.

20

ITEM B

21 Section 1. Section 2 of chapter 405 of the laws of 2007, amending the
22 tax law relating to increasing hotel/motel taxes in Chautauqua county,
23 as amended by section 1 of subpart B of part B of chapter 61 of the laws
24 of 2017, is amended to read as follows:

25 § 2. This act shall take effect December 1, 2007 and shall expire and
26 be deemed repealed November 30, [2020] 2023.

27 § 2. This act shall take effect immediately.

28

ITEM C

29 Section 1. Subdivision 7 of section 1202-o of the tax law, as amended
30 by section 1 of subpart C of part B of chapter 61 of the laws of 2017,
31 is amended to read as follows:

32 (7) Such local law shall provide for the imposition of a hotel or
33 motel tax until December thirty-first, two thousand [twenty] twenty-
34 three.

35 § 2. This act shall take effect immediately.

36

ITEM D

37 Section 1. Section 3 of chapter 105 of the laws of 2009, amending
38 chapter 693 of the laws of 1980 enabling the county of Albany to impose
39 and collect taxes on occupancy of hotel or motel rooms in Albany county
40 relating to revenues received from the collection of hotel or motel
41 occupancy taxes, as amended by chapter 134 of the laws of 2018, is
42 amended to read as follows:

43 § 3. This act shall take effect upon the adoption by the county of
44 Albany of a local law imposing in such county the additional occupancy
45 tax authorized by this act and shall expire and be deemed repealed
46 December 31, [2020] 2023; provided that Albany county shall notify the
47 legislative bill drafting commission upon the occurrence of the enact-
48 ment of such local law in order that the commission may maintain an
49 accurate and timely effective data base of the official text of the laws

1 of the state of New York in furtherance of effecting the provisions of
2 section 44 of the legislative law and section 70-b of the public offi-
3 cers law.

4 § 2. This act shall take effect immediately.

5 § 2. Severability clause. If any clause, sentence, paragraph, subdivi-
6 sion, section, or item of this subpart shall be adjudged by any court of
7 competent jurisdiction to be invalid, such judgment shall not affect,
8 impair, or invalidate the remainder thereof, but shall be confined in
9 its operation to the clause, sentence, paragraph, subdivision, section
10 or item thereof directly involved in the controversy in which such judg-
11 ment shall have been rendered. It is hereby declared to be the intent of
12 the legislature that this subpart would have been enacted even if such
13 invalid provisions had not been included herein.

14 § 3. This act shall take effect immediately provided, however, that
15 the applicable effective date of Items A through D of this Subpart shall
16 be as specifically set forth in the last section of such Items.

17 SUBPART E

18 Section 1. This Subpart enacts into law legislation providing for the
19 imposition of a county recording tax on obligation secured by a mortgage
20 on real property. Each component is wholly contained within an Item
21 identified as Items A through N. The effective date for each particular
22 provision contained within an Item is set forth in the last section of
23 such Item. Any provision of any section contained within a Item, includ-
24 ing the effective date of the Item, which makes reference to a section
25 "of this act", when used in connection with that particular component,
26 shall be deemed to mean and refer to the corresponding section of the
27 Item in which it is found. Section three of this Subpart sets forth the
28 general effective date of this Subpart.

29 ITEM A

30 Section 1. Section 2 of chapter 333 of the laws of 2006 amending the
31 tax law relating to authorizing the county of Schoharie to impose a
32 county recording tax on obligation secured by a mortgage on real proper-
33 ty, as amended by section 1 of subpart A of part C of chapter 61 of the
34 laws of 2017, is amended to read as follows:

35 § 2. This act shall take effect immediately and shall expire and be
36 deemed repealed on and after December 1, [2020] 2023.

37 § 2. This act shall take effect immediately.

38 ITEM B

39 Section 1. Section 2 of chapter 326 of the laws of 2006, amending the
40 tax law relating to authorizing the county of Hamilton to impose a coun-
41 ty recording tax on obligations secured by mortgages on real property,
42 as amended by section 1 of subpart B of part C of chapter 61 of the laws
43 of 2017, is amended to read as follows:

44 § 2. This act shall take effect immediately and shall expire and be
45 deemed repealed December 1, [2020] 2023.

46 § 2. This act shall take effect immediately.

47 ITEM C



1 recording tax on obligations secured by a mortgage on real property, as
2 amended by section 1 of subpart G of part C of chapter 61 of the laws of
3 2017, is amended to read as follows:

4 § 2. This act shall take effect on the thirtieth day after it shall
5 have become a law and shall expire and be deemed repealed on December 1,
6 [2020] 2023.

7 § 2. This act shall take effect immediately.

8 ITEM H

9 Section 1. Section 3 of chapter 365 of the laws of 2005, amending the
10 tax law relating to the mortgage recording tax in the county of Steuben,
11 as amended by section 1 of subpart H of part C of chapter 61 of the laws
12 of 2017, is amended to read as follows:

13 § 3. This act shall take effect immediately except that section two of
14 this act shall take effect on the thirtieth day after it shall have
15 become a law and shall expire and be deemed repealed on December 1,
16 [2020] 2023.

17 § 2. This act shall take effect immediately.

18 ITEM I

19 Section 1. Section 2 of chapter 405 of the laws of 2005 amending the
20 tax law relating to authorizing the county of Albany to impose a county
21 recording tax on obligations secured by a mortgage on real property, as
22 amended by chapter 346 of the laws of 2018, is amended to read as
23 follows:

24 § 2. This act shall take effect on the thirtieth day after it shall
25 have become a law and shall expire and be deemed repealed on the first
26 of December, [2020] 2023.

27 § 2. This act shall take effect immediately.

28 ITEM J

29 Intentionally Omitted

30 ITEM K

31 Intentionally Omitted

32 ITEM L

33 Section 1. Section 2 of chapter 218 of the laws of 2009 amending the
34 tax law relating to authorizing the county of Greene to impose an addi-
35 tional mortgage recording tax, as amended by chapter 13 of the laws of
36 2019, is amended to read as follows:

37 § 2. This act shall take effect on the sixtieth day after it shall
38 have become a law and shall expire and be deemed repealed December 1,
39 [2020] 2023.

40 § 2. This act shall take effect immediately and shall be deemed to
41 have been in full force and effect on and after December 1, 2019.

42 ITEM M

43 Section 1. Section 2 of chapter 368 of the laws of 2008, amending the
44 tax law relating to authorizing the county of Warren to impose an addi-

LOCAL LAW NO. “F” FOR 2020

A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK IMPOSING A TAX ON THE OCCUPANCY OF HOTEL ROOMS IN ALBANY COUNTY

Introduced: 7/13/20

By Mr. A. Joyce:

BE IT ENACTED by the County Legislature of the County of Albany that Local Law No. 3 for 1980 as amended by Local Law No. 8 for 1981, Local Law No. 3 for 1986, Local Law No. 3 for 2005, Local Law No. 11 for 2006, Local Law No. 8 for 2009, Local Law No. 10 for 2010, Local Law No. 2 for 2012, Local Law No. 4 for 2014, Local Law No. 8 for 2016 and Local Law No. 5 for 2018 pursuant to Chapter 693 of the Laws of 1980 of the State of New York, Chapter 375 of the Laws of 1985 of the State of New York, Chapter 531 of the Laws of 2005 of the State of New York, Chapter 194 of the Laws of 2006 of the State of New York, Chapter 105 of the Laws of 2009 of the State of New York, Chapter 401 of the Laws of 2010 of the State of New York, Chapter 312 of the Laws of 2012 of the State of New York, Chapter 228 of the Laws of 2014 of the State of New York, Chapter 452 of the Laws of 2016 of the State of New York Chapter 134 of the Laws 2018 of the State of New York and Chapter 58 of the Laws of the State of New York is hereby amended as follows:

SECTION 1. During the period January 1, 2021 to December 31, 2023, Section 2 of Local Law No. 3 for 1980 as amended by Local Law No. 3 for 1986, Local Law No. 3 for 2005, Local Law No. 11 for 2006, Local Law No. 8 for 2009, Local Law No. 10 for 2010, Local Law No. 2 for 2012, Local Law No. 4 for 2014, Local Law No. 8 for 2016 and Local Law No. 5 for 2018 is amended to read as follows:

Imposition of Tax

On and after the first day of January 1, 2021, there is hereby imposed and there shall be paid a tax of six percent of the per diem rental rate charged to occupants for each hotel or motel room except that the tax shall not be imposed upon a permanent resident of such hotel or motel.

SECTION 2. During the period January 1, 2021 to December 31, 2023, Section 12 of Local Law No. 3 for 1980 as amended by Local Law No. 3 for 1986, Local Law No. 3 for 2005, Local Law No. 11 for 2006, Local Law No. 8 for 2009 Local Law No. 10 for 2010, Local Law No. 2 for 2012, Local Law No. 4 for 2014, Local Law No. 8 for 2016 and Local Law No. 5 for 2018 is amended to read as follows:

Disposition of Revenues

All revenues resulting from the imposition of the tax under the local law shall be paid into the treasury of the County of Albany and shall be credited to and deposited into three special funds as follows:

(a) Revenues from the tax imposed by such local law up to an amount equal to one-sixth of such total revenue shall be credited to and deposited in a special fund for convention and tourist development. The County of Albany is authorized to retain up to a maximum of ten per centum of such revenue derived from this fund to defray the necessary expenses of the County in administering such tax. The revenue derived from this portion of the tax, after deducting the amount provided for administering such tax, shall be allocated to pay for services performed, subject to the terms and conditions in contracts, which may be entered into between the County and the Albany County Convention and Visitors Bureau, Inc., all at the option of the County, its successors or assigns. Said funds so allocated shall be used for the purpose of promoting Albany County, its cities, towns and villages, in order to increase convention/trade show and tourism business.

(b) Revenues from the tax imposed by this local law equal to two-thirds of such total revenue shall be credited and deposited in a special account to be known as "Civic Center Debt Service Fund" and shall be maintained separate and apart from other funds and accounts of the County. Moneys in such account shall be deposited in one or more banks designated in the manner provided by law, as a depository of funds of the County of Albany. Pending expenditure from such fund, money therein may be invested in the manner provided in section 6-f of the General Municipal Law or in a successor statute to such section. Any interest earned or capital gain realized on the moneys so deposited or invested shall accrue and become part of the fund. Said moneys so deposited shall be used, subject to appropriation, solely for the purpose of making debt service payments on obligations issued by the County to finance the acquisition, development (including construction), operation and repair and continuing use and maintenance of a civic center and ancillary facilities therefore, which ancillary facilities shall include but not be limited to, any buildings, structures, parking facilities, machinery, equipment, facilities and appurtenances incidental thereto.

(c) Revenues from the tax imposed by this local law equal to one-sixth of such total revenue shall be credited and deposited in a special account to be known as the "Albany Convention Center Authority Fund" and shall be maintained separate and apart from other funds and accounts of the County. Moneys in such account shall be deposited in one or more banks designated in the manner provided by law, as a depository of funds of the County of Albany. Pending expenditure from such fund, moneys therein may be invested in the manner provided in section 6-f of the General Municipal Law or in a successor statute to such section. Any interest earned or capital gain realized on the moneys so deposited or invested shall accrue and become part of the fund. Said moneys so deposited shall be used solely and exclusively by the Albany Convention Center Authority for the development of a convention center project to be located in the City of Albany. Albany County shall pay the moneys in such fund over to such authority upon application for such moneys by the authority.

SECTION 3. On and after the Albany Convention Center completion date, defined as the date on which the architect for the convention center project issues a

certificate of substantial completion in substantial conformity with AIA Document G704-2000 stating that the convention center facility is sufficiently complete in accordance with the contract or contracts for construction that the owner can occupy or utilize the convention center facility for its intended use:

(a) Revenues from the tax imposed by such local law up to an amount equal to one-sixth of such total revenue shall be credited to and deposited in a special fund for convention and tourist development. The County of Albany is authorized to retain up to a maximum of ten per centum of such revenue derived from this fund to defray the necessary expenses of the County in administering such tax. The revenue derived from this portion of the tax, after deducting the amount provided for administering such tax, shall be allocated to pay for services performed, subject to the terms and conditions in contracts, which may be entered into between the County and the Albany County Convention and Visitors Bureau, Inc., all at the option of the County, its successors or assigns. Said funds so allocated shall be used for the purpose of promoting Albany County, its cities, towns and villages, in order to increase convention/trade show and tourism business.

(b) Revenues from the tax imposed by this local law equal to one-third of such total revenue shall be credited and deposited in a special account to be known as "Civic Center Debt Service Fund" and shall be maintained separate and apart from other funds and accounts of the County. Moneys in such account shall be deposited in one or more banks designated in the manner provided by law, as a depository of funds of the County of Albany. Pending expenditure from such fund, money therein may be invested in the manner provided in section 6-f of the General Municipal Law or in a successor statute to such section. Any interest earned or capital gain realized on the moneys so deposited or invested shall accrue and become part of the fund. Said moneys so deposited shall be used, subject to appropriation, solely for the purpose of making debt service payments on obligations issued by the County to finance the acquisition, development (including construction), operation and repair and continuing use and maintenance of a civic center and ancillary facilities therefore, which ancillary facilities shall include but not be limited to, any buildings, structures, parking facilities, machinery, equipment, facilities and appurtenances incidental thereto.

(c) Revenues from the tax imposed by this local law equal to one-half of such total revenue shall be credited and deposited in a special account to be known as the "Albany Convention Center Authority Fund" and shall be maintained separate and apart from other funds and accounts of the County. Moneys in such account shall be deposited in one or more banks designated in the manner provided by law, as a depository of funds of the County of Albany. Pending expenditure from such fund, moneys therein may be invested in the manner provided in section 6-f of the General Municipal Law or in a successor statute to such section. Any interest earned or capital gain realized on the moneys so deposited or invested shall accrue and become part of the fund. Said moneys so deposited shall be used solely and exclusively by the Albany Convention Center Authority for the development of a convention center project to be

located in the City of Albany. Albany County shall pay the moneys in such fund over to such authority upon application for such moneys by the authority.

SECTION 4. This local law supersedes Local Law No. 5 for 2018 and shall take effect January 1, 2021 and expire and be deemed repealed December 31, 2023.

A09508 Summary:

BILL NO A09508B

SAME AS SAME AS UNI.

SPONSOR Budget

COSPNSR

MLTSPNSR

Amd Various Laws, generally

Enacts into law major components of legislation necessary to implement the state transportation, economic development and environmental conservation budget for the 2020-2021 state fiscal year; relates to consolidated local highway assistance payments (Part A); relates to penalties for commercial vehicles on parkways and penalties for over-height vehicles (Part B); relates to the display of amber and blue lights on safety service patrol vehicles (Part C); relates to the maximum dimension of certain vehicles proceeding to and from the New York state thruway authority (Part E); relates to agreements for fiber optics (Part F); relates to penalties for unlicensed operation of ground transportation to and from airports (Part H); relates to setting the aggregate principal amount of bonds the Metropolitan transit authority, the Triborough bridge and tunnel authority and the New York city transit authority can issue (Part I); relates to the New York transit authority and the metropolitan transportation authority, in relation to extending authorization for tax increment financing for the metropolitan transportation authority (Part K); relates to permitting the secretary of state to provide special handling for all documents filed or issued by the division of corporations and to permit additional levels of such expedited service (Part R); relates to prohibiting pricing of goods and services on the basis of gender (Part S); relates to making changes to the arms of the state (Part U); relates to qualifications for appointment and employment (Part V); relates to home inspection professional licensing (Part W); authorizes utility and cable television assessments that provide funds to the department of health from cable television assessment revenues and to the department of agriculture and markets, department of environmental conservation, department of state, and the office of parks, recreation and historic preservation from utility assessment revenues (Part Y); relates to the powers and duties of the dormitory authority of the state of New York relative to the establishment of subsidiaries for certain purposes (Part CC); amends the infrastructure investment act, in relation to requiring certain contracts to comply with service-disabled veteran-owned business enterprises, negotiating prices in certain lump-sum contracts, referencing certain sections of law and providing for a date of repeal (Part DD); extends the authority of the New York state urban development corporation to administer the empire state economic development fund (Part EE); relates to the powers of the New York state urban development corporation to make loans, in relation to extending the general loan powers of the New York state urban development corporation (Part FF); relates to economic transformation program eligibility (Part GG); authorizes the New York state energy research and development authority to finance a portion of its research, development and demonstration, policy and planning, and Fuel NY program, as well as climate change related expenses of the department of environmental conservation and the department of agriculture and markets' Fuel NY program, from an assessment on gas and electric corporations (Part HH); relates to the definition of farm laborer and labor practices for farm laborers (Part II); relates to procurement procedures for school districts in relation to New York state products (Part JJ); relates to the water pollution control revolving fund and the drinking water revolving fund (Part KK); relates to student debt consultants (Part MM); relates to expanded polystyrene foam container and polystyrene loose fill packaging ban; relates to moneys collected for violations of the expanded polystyrene foam container and polystyrene loose fill packaging ban (Part PP); authorizes the creation of state debt in the amount of three billion dollars, in relation to creating the environmental bond act of 2020 "restore mother nature" for the purposes of environmental improvements that preserve, enhance, and restore New York's natural resources and reduce the impact of climate change; provides for the submission to the people of a proposition or question therefor to be voted upon at the general election to be held in November, 2020 (Part QQ); relates to the implementation of the environmental bond act of 2020 "restore mother nature" (Part RR); authorizes the county of Nassau, to permanently and temporarily convey certain easements and to temporarily alienate certain parklands (Subpart A); authorizes the village of East Rockaway, county of Nassau, to permanently and temporarily convey certain easements and to temporarily alienate certain parklands (Subpart B); authorizes the village of Rockville Centre, county of Nassau, to permanently and temporarily convey certain easements and to temporarily alienate certain parklands (Subpart C)(Part UU); relates to banning fracking (Part WW); relates to bicycles with electric assist and electric scooters (Part XX); relates to increasing certain motor vehicle transaction fees; relates to the costs of the department of motor vehicles (Part YY); relates to the acceptance of applications for accident prevention and pre-licensing internet courses; establishes the accident prevention course internet technology pilot program (Part ZZ); amends the New York Buy American Act, in relation to the report to be provided and to making such provisions permanent (Part EEE); relates to prevailing wage requirements (Part FFF); amends the New York state urban development corporation act, in relation to the corporations' authorization to provide financial and technical assistance to community development financial institutions (Part III); accelerates the growth of renewable energy facilities to meet critical state energy policy goals (Part JJJ); extends the application deadline for businesses to participate in the START-UP NY program (Part KKK); authorizes the metropolitan transportation authority to borrow money and issue negotiable notes, bonds or other obligations to offset decreases in revenue (Part LLL); relates to the central business district tolling lockbox fund (Part MMM); relates to admission to residential treatment facilities (RTF) for children and youth (Part NNN); authorizes the transfer of certain office of mental health employees to the secure treatment rehabilitation center (Part OOO); relates to the amount of time an individual may be held for emergency observation, care, and treatment in CPEP and the implementation of satellite sites; relates to comprehensive psychiatric emergency programs (Part PPP); relates to penalties relating to mental health and substance use disorder parity compliance requirements; establishes the behavioral health parity compliance fund (Part QQQ); relates to providers of service (Part RRR); relates to applied behavior analysis (Part SSS); relates to the closure or transfer of a state-operated individualized residential alternative (Part TTT); provides funding for the Metropolitan Transportation Authority 2020-2024 capital program and paratransit operating expenses (Part UUU); relates to acquisitions or transfers of property for transit projects (Part VVV); relates to decoupling from certain federal tax changes (Part WWW); relates to installment loans and obligations evidencing installment loans (Item A); relates to statutory installment bonds (Item B); relates to refunding bonds (Item C); relates to the special powers of the New York state environmental facilities corporation (Item D); extends the authority of the department of environmental conservation to manage Atlantic and shortnose sturgeon (Item E); extends the authority of the department of environmental conservation to manage Atlantic herring (Item G); extends the authority of the department of environmental conservation to manage black sea bass (Item H); extends the authority of the department of environmental conservation to manage blueback herring (Item I); extends the authority of the department of environmental conservation to manage crabs (Item J); extends the authority of the department of environmental conservation to restrict the taking of fish, shellfish and crustacea in special management areas (Item K); extends the authority of the department of environmental conservation to manage of fluke-summer flounder (Item L); extends the authority of the department of environmental conservation to manage scup (Item M); extends the authority of the department of environmental conservation to manage sharks (Item N); extends the authority of the department of environmental conservation to manage squid (Item O); extends the authority of the department of environmental conservation to manage whelk and conch (Item P); extends the authority of the department of environmental conservation to manage winter flounder (Item Q); relates to commercial fishing licenses (Item R)(Subpart A); authorizes certain health care professionals licensed to practice in other jurisdictions to practice in this state in connection with an event sanctioned by the World Triathlon Corporation (Item A); authorizes the city of Middletown to enter into a contract to sell or pledge as collateral for a loan some or all of the delinquent liens held by such city to a private party or engage

a private party to collect some or all of the delinquent tax liens held by it (Item B); redistributes bond volume allocations made pursuant to section 146 of the federal tax reform act of 1986, relating to allocation of the unified state bond volume ceiling, enacts the private activity bond allocation act of 2020 (Item C); relates to the upstate flood mitigation task force (Item D); authorizes a pilot residential parking permit system in the city of Albany (Item K); relates to charging a fee for admission to the New York Botanical Garden (Item L); creates the radon task force, in relation to the reporting date and effectiveness thereof (Item M); relates to defining spearguns and allowing recreational spearfishing in New York's marine and coastal waters (Item N); relates to aquatic invasive species, spread prevention, and penalties (Item O); relates to the September 11th worker protection task force act (Item P); relates to extending time limitations for certain actions (Item Q); authorizes New York city marshals to exercise the same functions, powers and duties as sheriffs with respect to the execution of money judgments (Item R); relates to limits on certain supplementary insurance (Item S); relates to the sale of municipal obligations by the county of Erie (Item T); relates to payment in lieu of taxes for property acquired for park or recreational purposes (Item U); relates to payment in lieu of taxes for property acquired for park or recreational purposes by the town of Hempstead (Item V); relates to the provision of physical therapy assistant services in public and private primary and secondary schools (Item W); relates to the membership composition of the metropolitan transportation authority board (Item X); establishes the New York telecommunications relay service center (Item Y); relates to the tax abatement and exemption for rent regulated and rent controlled property occupied by senior citizens; relates to the tax abatement and exemption for rent regulated and rent controlled property occupied by persons with disabilities (Item Z); relates to the creation of a state information technology innovation center (Item AA); creates a presumption relating to certain lung disabilities incurred by volunteer firefighters (Item BB); relates to disability due to disease or malfunction of the heart or coronary arteries (Item CC); relates to certified school psychologists and special education services and programs for preschool children with handicapping conditions (Item DD); authorizes certain health care professionals licensed to practice in other jurisdictions to practice in this state in connection with an event sanctioned by New York Road Runners (Item EE); relates to paperwork reduction (Item FF); relates to bonds and notes of the city of Yonkers (Item GG); relates to the sale of bonds and notes of the city of Buffalo (Item HH); relates to assessment and review of assessments in the county of Nassau (Item II); extends provisions of the property/casualty insurance availability act (Item JJ); relates to certain tuition waivers for police officer students of the city university of New York (Item KK); requires regulations to permit tuition waivers for certain firefighters and fire officers for CUNY (Item LL); relates to repair of damaged pesticide containers (Item MM); relates to pesticide registration time frames and fees; relates to pesticide product registration timetables and fees (Item NN); relates to temporary investments by local governments (Item OO); authorizes services for non-residents in adult homes, residences for adults and enriched housing programs (Item PP); relates to the sale of bonds and notes of the city of New York, the issuance of bonds or notes with variable rates of interest, interest rate exchange agreements of the city of New York, the refunding of bonds, and the down payment for projects financed by bonds; amends the New York state financial emergency act for the city of New York, in relation to a pledge and agreement of the state; relates to interest rate exchange agreements of the city of New York and refunding bonds of such city (Item QQ); relates to certain payments to the horsemen's organization (Item RR); relates to use of electronic means for the commencement and filing of papers in certain actions and proceedings (Item SS); establishes certain water charges for hospitals and charities in New York city (Item TT); relates to the boarding of out of state inmates at local correctional facilities (Item UU); relates to the adoption of the interstate compact for juveniles by the state of New York (Item VV); grants the chief administrator of the courts the authority to allow referees to determine applications for orders of protection during the hours family court is in session (Item WW); relates to an advisory panel on employee-owned enterprises within the division of small business services; relates to establishing an advisory panel on employee-owned enterprises within the division of small business services (Item XX); establishes the underground facilities safety training account (Item YY); authorizes the hunting of big game in the county of Albany with rifles (Item ZZ); relates to liquidator's permits and temporary retail permits (Item AAA); relates to the New York state thoroughbred breeding and development fund; relates to permitted deductions from wages (Item CCC) establishes the digital currency task force (Item DDD); authorizes the city of New York to sell to abutting property owners real property owned by such city, consisting of tax lots that cannot be independently developed due to the size, shape, configuration and topography of such lots and the zoning regulations applicable thereto (Item EEE); requires certain agencies to submit regulatory agendas for publication in the state register (Item FFF); relates to the taking of sharks (Item GGG); authorizes owners of residential real property in high risk brush fire areas in the borough of Staten Island to cut and remove reeds from their property, in relation to extending the expiration and repeal date thereof for an additional year (Item HHH); creates a temporary state commission to study and investigate how to regulate artificial intelligence, robotics and automation (Item III); relates to the determination of adjusted base proportions in special assessing units which are cities (Item JJJ); extends limitations on the shift between classes of taxable property in the town of Orangetown, county of Rockland (Item KKK); extends limitations on the shift between classes of taxable property in the town of Clarkstown, county of Rockland (Item LLL); allows certain special assessing units other than cities to adjust their current base proportions, adjusted base proportions for assessment rolls, and the base proportion in approved assessing units in Nassau county (Item MMM); increases certain special accidental death benefits (Item NNN); relates to the home based primary care for the elderly demonstration project (Item OOO); relates to the residential parking system in the village of Dobbs Ferry in the county of Westchester (Item PPP); relates to the incorporation of the New York Zoological Society, in relation to extending the expiration date of free one day admission to the zoological park (Item QQQ); increases the average assessed value threshold and to eligibility for J-51 tax abatements (Item RRR); relates to fees and expenses in unemployment insurance proceedings (Item SSS); extends authorization for certain exemptions from filing requirements (Item TTT); extends the tax rate reduction under the New York state real estate transfer tax and the New York city real property transfer tax for conveyances of real property to existing real estate investment funds (Item UUU)(Subpart B); relates to the imposition of sales and compensating use taxes by the county of Albany (Item A); extends the expiration of the provisions authorizing the county of Allegany to impose an additional one and one-half percent sales and compensating use taxes (Item B); extends the authorization of the county of Broome to impose an additional one percent of sales and compensating use taxes (Item C); extends the expiration of provisions authorizing the county of Cattaraugus to impose an additional one percent of sales and compensating use tax (Item D); extends the authorization of the county of Cayuga to impose an additional one percent of sales and compensating use taxes (Item E); authorizes Chautauqua county to impose an additional one percent rate of sales and compensating use taxes (Item F); extends the authorization of the county of Chemung to impose an additional one percent of sales and compensating use taxes (Item G); extends the authority of Chenango county to impose additional taxes (Item H); extends the expiration of the authorization granted to the county of Clinton to impose an additional rate of sales and compensating use tax (Item I); relates to sales and compensating use tax in Columbia county (Item J); extends the authorization for imposition of additional sales tax in the county of Cortland (Item K); extends the authorization of the county of Delaware to impose an additional one percent of sales and compensating use taxes (Item L); relates to sales and compensating use tax in Dutchess county (Item M); relates to the imposition of additional rates of sales and compensating use taxes by Erie county (Item N); extends the authorization granted to the county of Essex to impose an additional one percent of sales and compensating use taxes (Item O); extends the expiration of the authority granted to the county of Franklin to impose an additional one percent of sales and compensating use taxes (Item P); relates to the imposition of additional sales and compensating use tax in Fulton county (Item Q); extends the expiration of the authorization to the county of Genesee to impose an additional one percent of sales and compensating use taxes (Item R); extends the authorization for imposition of additional sales and compensating use taxes in Greene county (Item S); extends the authorization of the county of Hamilton to impose an additional one percent of sales and compensating use taxes (Item T); extends the period during which the county of Herkimer is authorized to impose additional sales and compensating use taxes (Item U); authorizes the county of Jefferson to impose additional sales tax (Item V); authorizes the county of Lewis to impose an additional one percent of sales and compensating use taxes (Item W); authorizes the county of Livingston to impose an additional one percent sales tax (Item X); extends the authorization of the county of Madison to impose an additional rate of sales and compensating use taxes (Item Y); relates to the imposition of sales and compensating use taxes by the county of Monroe (Item Z); relates to the imposition of sales and compensating use taxes in Montgomery county (Item AA); extends the authority of the county of Nassau to impose additional sales and compensating use taxes, and extending local government assistance programs in Nassau county (Item BB); relates to continuing to authorize Niagara county to impose an additional rate of sales and compensating use taxes (Item CC); authorizes Oneida county to impose additional rates of sales and compensating use taxes and providing for allocation and distribution

of a portion of net collections from such additional rates (Item DD); extends the authorization of the county of Onondaga to impose an additional rate of sales and compensating use taxes (Item EE); extends the authorization for Ontario county to impose additional rates of sales and compensating use taxes (Item FF); extends the authority of the county of Orange to impose an additional rate of sales and compensating use taxes (Item GG); extends the period during which the county of Orleans is authorized to impose additional rates of sales and compensating use taxes (Item HH); extends authorization for an additional one percent sales and compensating use tax in the county of Oswego (Item II); extends the authorization for imposition of additional sales tax in the county of Otsego (Item JJ); relates to the imposition of sales and compensating use taxes in the county of Putnam (Item KK); extends the authorization of the county of Rensselaer to impose an additional one percent of sales and compensating use taxes (Item LL); authorizes the county of Rockland to impose an additional rate of sales and compensating use taxes (Item MM); extends the authority of St. Lawrence county to impose sales tax (Item NN); relates to the imposition of sales and compensating use tax in Schenectady county (Item OO); extends the authorization for imposition of additional sales tax in the county of Schoharie (Item PP); extends the authorization of the county of Schuyler to impose an additional one percent of sales and compensating use taxes (Item QQ); extends the expiration of the authorization to the county of Seneca to impose an additional one percent sales and compensating use tax (Item RR); extends the authorization of the county of Steuben to impose an additional one percent of sales and compensating use taxes (Item SS); extends the authority of the county of Suffolk to impose an additional one percent of sales and compensating use tax (Item TT); extends authorization to impose certain taxes in the county of Sullivan (Item UU); extends the authorization of the county of Tioga to impose an additional one percent of sales and compensating use taxes (Item VV); extends the authorization of the county of Tompkins to impose an additional one percent of sales and compensating use taxes (Item WW); extends the authority of the county of Ulster to impose an additional 1 percent sales and compensating use tax (Item XX); extends the additional one percent sales tax for Wayne county (Item YY); extends the expiration of the authorization to the county of Wyoming to impose an additional one percent sales and compensating use tax (Item ZZ); extends the authorization of the county of Yates to impose an additional one percent of sales and compensating use taxes (Item AAA); extends the authorization of the city of Oswego to impose an additional rate of sales and compensating use taxes (Item BBB); authorizes the city of Yonkers to impose additional sales tax (Item CCC); extends the authorization of the city of New Rochelle to impose an additional sales and compensating use tax (Item DDD); revises the period of authorization for the county of Westchester's additional one percent rate of sales and compensating use tax and the expiration of the Westchester county spending limitation act; relates to the method of disposition of sales and compensating use tax revenue in Westchester county and enacting the Westchester county spending limitation act, in relation to revising the period of authorization for the county of Westchester's additional one percent rate of sales; authorizes the county of Westchester to impose an additional rate of sales and compensating use tax, in relation to extending the authorization for the county of Westchester impose an additional tax rate of sales and compensating use taxes (Item EEE)(Subpart C); extends the authority of the county of Nassau to impose hotel and motel taxes in Nassau county; relates to hotel and motel taxes in Nassau county and a surcharge on tickets to places of entertainment in such county (Item A); increases hotel/motel taxes in Chautauqua county (Item B); extends the expiration of the authority granted to the county of Suffolk to impose hotel and motel taxes (Item C); relates to enabling the county of Albany to impose and collect taxes on occupancy of hotel or motel rooms in Albany county relating to revenues received from the collection of hotel or motel occupancy taxes (Item D) (Subpart D); authorizes the county of Schoharie to impose a county recording tax on obligation secured by a mortgage on real property (Item A); authorizes the county of Hamilton to impose a county recording tax on obligations secured by mortgages on real property (Item B); relates to the mortgage recording tax in the county of Fulton (Item C); extends the expiration of the mortgage recording tax imposed by the city of Yonkers (Item D); authorizes the county of Cortland to impose an additional mortgage recording tax (Item E); authorizes the county of Genesee to impose a county recording tax on obligation secured by a mortgage on real property (Item F); authorizes the county of Yates to impose a county recording tax on obligations secured by a mortgage on real property (Item G); relates to the mortgage recording tax in the county of Steuben (Item H); authorizes the county of Albany to impose a county recording tax on obligations secured by a mortgage on real property (Item I); authorizes the county of Greene to impose an additional mortgage recording tax (Item L); authorizes the county of Warren to impose an additional mortgage recording tax (Item M); authorizes the county of Herkimer to impose a county recording tax on obligation secured by a mortgage on real property (Item N)(Subpart E); imposes an additional real estate transfer tax within the county of Columbia (Subpart F); relates to the imposition of certain taxes in the city of New York, in relation to postponing the expiration of certain tax rates and taxes in the city of New York (Subpart G); relates to exemptions from sales and use taxes, in relation to extending certain provisions thereof; extends certain provisions relating to specially eligible premises and special rebates; extends certain provisions relating to exemptions and deductions from base rent; extends certain provisions relating to eligibility periods and requirements; extends certain provisions relating to eligibility periods and requirements, benefit periods and applications for abatements; extends certain provisions relating to a special reduction in determining the taxable base rent (Item A); extends the expiration of the solar electric generating system and the electric energy storage equipment tax abatement (Item B); authorizes reimbursements for expenditures made by or on behalf of social services districts for medical assistance for needy persons and administration thereof (Item C); repeals certain provisions of the state finance law relating to the motorcycle safety fund (Item D); relates to catastrophic or reinsurance coverage issued to certain small groups, relates to catastrophic or reinsurance coverage issued to certain small groups (Item E)(Subpart H)(Part XXX); relates to the disclosure of certain records by the commissioner of motor vehicles (Part YYY); relates to public financing for state office; establishes the New York state campaign finance fund; establishes the NYS campaign finance fund check-off (Part ZZZ)

A09508 Actions:

BILL NO A09508B

01/22/2020 referred to ways and means
02/22/2020 amend (t) and recommit to ways and means
02/22/2020 print number 9508a
04/01/2020 amend (t) and recommit to ways and means
04/01/2020 print number 9508b
04/02/2020 reported referred to rules
04/02/2020 reported
04/02/2020 rules report cal.21
04/02/2020 substituted by s7508b
S07508 AMEND=B BUDGET
01/22/2020 REFERRED TO FINANCE
02/22/2020 AMEND (T) AND RECOMMIT TO FINANCE
02/22/2020 PRINT NUMBER 7508A
04/01/2020 AMEND (T) AND RECOMMIT TO FINANCE
04/01/2020 PRINT NUMBER 7508B
04/01/2020 ORDERED TO THIRD READING CAL.635
04/01/2020 MESSAGE OF NECESSITY - 3 DAY MESSAGE
04/01/2020 PASSED SENATE
04/01/2020 DELIVERED TO ASSEMBLY
04/01/2020 referred to ways and means
04/02/2020 substituted for a9508b
04/02/2020 ordered to third reading rules cal.21
04/02/2020 message of necessity - 3 day message

04/02/2020 passed assembly
04/02/2020 returned to senate
04/03/2020 DELIVERED TO GOVERNOR
04/03/2020 SIGNED CHAP.58

STATE OF NEW YORK

S. 7508--B

A. 9508--B

SENATE - ASSEMBLY

January 22, 2020

IN SENATE -- A BUDGET BILL, submitted by the Governor pursuant to article seven of the Constitution -- read twice and ordered printed, and when printed to be committed to the Committee on Finance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

IN ASSEMBLY -- A BUDGET BILL, submitted by the Governor pursuant to article seven of the Constitution -- read once and referred to the Committee on Ways and Means -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the highway law and the transportation law, in relation to consolidated local highway assistance payments (Part A); to amend the vehicle and traffic law in relation to penalties for commercial vehicles on parkways and penalties for over-height vehicles (Part B); to amend the vehicle and traffic law, in relation to the display of amber and blue lights on safety service patrol vehicles (Part C); intentionally omitted (Part D); to amend the vehicle and traffic law, in relation to the maximum dimension of certain vehicles proceeding to and from the New York state thruway authority (Part E); to amend the public authorities law, in relation to agreements for fiber optics (Part F); intentionally omitted (Part G); to amend the vehicle and traffic law, in relation to penalties for unlicensed operation of ground transportation to and from airports (Part H); to amend the public authorities law, in relation to setting the aggregate principal amount of bonds the Metropolitan transit authority, the Triborough bridge and tunnel authority and the New York city transit authority can issue (Part I); intentionally omitted (Part J); to amend chapter 54 of the laws of 2016 amending the general municipal law relating to the New York transit authority and the metropolitan transportation authority, in relation to extending authorization for tax increment financing for the metropolitan transportation authority (Part K); intentionally omitted (Part L); intentionally omitted (Part M); intentionally omitted (Part N); intentionally omitted (Part O); intentionally omitted (Part P); intentionally omitted (Part Q); to amend

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [] is old law to be omitted.

LBD12673-03-0



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1 deemed to mean and refer to the corresponding section of the Item in
2 which it is found. Section three of this Subpart sets forth the general
3 effective date of this Subpart.

4 ITEM A

5 Section 1. Clause 10 of subparagraph (i) of the opening paragraph of
6 section 1210 of the tax law, as amended by section 1 of subpart A of
7 part A of chapter 61 of the laws of 2017, is amended to read as follows:

8 (10) the county of Albany is hereby further authorized and empowered
9 to adopt and amend local laws, ordinances or resolutions imposing such
10 taxes at a rate which is one percent additional to the three percent
11 rate authorized above in this paragraph for such county for the period
12 beginning September first, nineteen hundred ninety-two and ending Novem-
13 ber thirtieth, two thousand [twenty] twenty-three;

14 § 2. Notwithstanding any inconsistent provision of law, if the county
15 of Albany imposes the additional one percent rate of sales and compen-
16 sating use taxes authorized by section one of this act for any portion
17 of the period during which the county is so authorized to impose such
18 additional one percent rate of such taxes, then such county of Albany
19 shall allocate and distribute quarterly to the cities and the area in
20 the county outside the cities the same proportion of net collections
21 attributable to such additional one percent rate of such taxes as such
22 county is allocating and distributing the net collections from the coun-
23 ty's three percent rate of such taxes as of the date this act shall have
24 become a law, and such portion of net collections attributable to such
25 additional one percent rate of such taxes shall be allocated and
26 distributed to the towns and villages in such county in the same manner
27 as the net collections attributable to such county's three percent rate
28 of such taxes are allocated and distributed to such towns and villages
29 as of the date this act shall have become a law. In the event that any
30 city in the county of Albany exercises its prior right to impose tax
31 pursuant to section 1224 of the tax law, then the county of Albany shall
32 not be required to allocate and distribute net collections in accordance
33 with the previous sentence for any period of time during which any such
34 city tax is in effect.

35 § 3. This act shall take effect immediately.

36 ITEM B

37 Section 1. Clause 8 of subparagraph (i) of the opening paragraph of
38 section 1210 of the tax law, as amended by section 1 of subpart B of
39 part A of chapter 61 of the laws of 2017, is amended to read as follows:

40 (8) the county of Allegany is hereby further authorized and empowered
41 to adopt and amend local laws, ordinances or resolutions imposing such
42 taxes at a rate which is: (i) one percent additional to the three
43 percent rate authorized above in this paragraph for such county for the
44 period beginning December first, nineteen hundred eighty-six and ending
45 November thirtieth, two thousand four; and (ii) one and one-half percent
46 additional to the three percent rate authorized above in this paragraph
47 for such county for the period beginning December first, two thousand
48 four and ending November thirtieth, two thousand [twenty] twenty-three;

49 § 2. This act shall take effect immediately.

50 ITEM C



1

ITEM A

2 Section 1. Subdivision 7 of section 1202-q of the tax law, as amended
3 by section 1 of subpart A of part B of chapter 61 of the laws of 2017,
4 is amended to read as follows:

5 (7) Such local law shall provide for the imposition of a hotel or
6 motel tax for a period to expire on December thirty-first, two thousand
7 [twenty] twenty-three.

8 § 2. Section 6 of chapter 179 of the laws of 2000, amending the tax
9 law, relating to hotel and motel taxes in Nassau county and a surcharge
10 on tickets to places of entertainment in such county, as amended by
11 section 2 of subpart A of part B of chapter 61 of the laws of 2017, is
12 amended to read as follows:

13 § 6. This act shall take effect immediately, except that section five
14 of this act shall take effect on the same date as a chapter of the laws
15 of 2000 amending the public authorities law and the tax law relating to
16 creating the Nassau county interim finance authority takes effect;
17 provided, further, that sections two, three and four of this act shall
18 expire and be deemed repealed December 31, [2020] 2023.

19 § 3. This act shall take effect immediately.

20

ITEM B

21 Section 1. Section 2 of chapter 405 of the laws of 2007, amending the
22 tax law relating to increasing hotel/motel taxes in Chautauqua county,
23 as amended by section 1 of subpart B of part B of chapter 61 of the laws
24 of 2017, is amended to read as follows:

25 § 2. This act shall take effect December 1, 2007 and shall expire and
26 be deemed repealed November 30, [2020] 2023.

27 § 2. This act shall take effect immediately.

28

ITEM C

29 Section 1. Subdivision 7 of section 1202-o of the tax law, as amended
30 by section 1 of subpart C of part B of chapter 61 of the laws of 2017,
31 is amended to read as follows:

32 (7) Such local law shall provide for the imposition of a hotel or
33 motel tax until December thirty-first, two thousand [twenty] twenty-
34 three.

35 § 2. This act shall take effect immediately.

36

ITEM D

37 Section 1. Section 3 of chapter 105 of the laws of 2009, amending
38 chapter 693 of the laws of 1980 enabling the county of Albany to impose
39 and collect taxes on occupancy of hotel or motel rooms in Albany county
40 relating to revenues received from the collection of hotel or motel
41 occupancy taxes, as amended by chapter 134 of the laws of 2018, is
42 amended to read as follows:

43 § 3. This act shall take effect upon the adoption by the county of
44 Albany of a local law imposing in such county the additional occupancy
45 tax authorized by this act and shall expire and be deemed repealed
46 December 31, [2020] 2023; provided that Albany county shall notify the
47 legislative bill drafting commission upon the occurrence of the enact-
48 ment of such local law in order that the commission may maintain an
49 accurate and timely effective data base of the official text of the laws

1 of the state of New York in furtherance of effecting the provisions of
2 section 44 of the legislative law and section 70-b of the public offi-
3 cers law.

4 § 2. This act shall take effect immediately.

5 § 2. Severability clause. If any clause, sentence, paragraph, subdivi-
6 sion, section, or item of this subpart shall be adjudged by any court of
7 competent jurisdiction to be invalid, such judgment shall not affect,
8 impair, or invalidate the remainder thereof, but shall be confined in
9 its operation to the clause, sentence, paragraph, subdivision, section
10 or item thereof directly involved in the controversy in which such judg-
11 ment shall have been rendered. It is hereby declared to be the intent of
12 the legislature that this subpart would have been enacted even if such
13 invalid provisions had not been included herein.

14 § 3. This act shall take effect immediately provided, however, that
15 the applicable effective date of Items A through D of this Subpart shall
16 be as specifically set forth in the last section of such Items.

17 SUBPART E

18 Section 1. This Subpart enacts into law legislation providing for the
19 imposition of a county recording tax on obligation secured by a mortgage
20 on real property. Each component is wholly contained within an Item
21 identified as Items A through N. The effective date for each particular
22 provision contained within an Item is set forth in the last section of
23 such Item. Any provision of any section contained within a Item, includ-
24 ing the effective date of the Item, which makes reference to a section
25 "of this act", when used in connection with that particular component,
26 shall be deemed to mean and refer to the corresponding section of the
27 Item in which it is found. Section three of this Subpart sets forth the
28 general effective date of this Subpart.

29 ITEM A

30 Section 1. Section 2 of chapter 333 of the laws of 2006 amending the
31 tax law relating to authorizing the county of Schoharie to impose a
32 county recording tax on obligation secured by a mortgage on real proper-
33 ty, as amended by section 1 of subpart A of part C of chapter 61 of the
34 laws of 2017, is amended to read as follows:

35 § 2. This act shall take effect immediately and shall expire and be
36 deemed repealed on and after December 1, [2020] 2023.

37 § 2. This act shall take effect immediately.

38 ITEM B

39 Section 1. Section 2 of chapter 326 of the laws of 2006, amending the
40 tax law relating to authorizing the county of Hamilton to impose a coun-
41 ty recording tax on obligations secured by mortgages on real property,
42 as amended by section 1 of subpart B of part C of chapter 61 of the laws
43 of 2017, is amended to read as follows:

44 § 2. This act shall take effect immediately and shall expire and be
45 deemed repealed December 1, [2020] 2023.

46 § 2. This act shall take effect immediately.

47 ITEM C



1 recording tax on obligations secured by a mortgage on real property, as
2 amended by section 1 of subpart G of part C of chapter 61 of the laws of
3 2017, is amended to read as follows:

4 § 2. This act shall take effect on the thirtieth day after it shall
5 have become a law and shall expire and be deemed repealed on December 1,
6 [2020] 2023.

7 § 2. This act shall take effect immediately.

8 ITEM H

9 Section 1. Section 3 of chapter 365 of the laws of 2005, amending the
10 tax law relating to the mortgage recording tax in the county of Steuben,
11 as amended by section 1 of subpart H of part C of chapter 61 of the laws
12 of 2017, is amended to read as follows:

13 § 3. This act shall take effect immediately except that section two of
14 this act shall take effect on the thirtieth day after it shall have
15 become a law and shall expire and be deemed repealed on December 1,
16 [2020] 2023.

17 § 2. This act shall take effect immediately.

18 ITEM I

19 Section 1. Section 2 of chapter 405 of the laws of 2005 amending the
20 tax law relating to authorizing the county of Albany to impose a county
21 recording tax on obligations secured by a mortgage on real property, as
22 amended by chapter 346 of the laws of 2018, is amended to read as
23 follows:

24 § 2. This act shall take effect on the thirtieth day after it shall
25 have become a law and shall expire and be deemed repealed on the first
26 of December, [2020] 2023.

27 § 2. This act shall take effect immediately.

28 ITEM J

29 Intentionally Omitted

30 ITEM K

31 Intentionally Omitted

32 ITEM L

33 Section 1. Section 2 of chapter 218 of the laws of 2009 amending the
34 tax law relating to authorizing the county of Greene to impose an addi-
35 tional mortgage recording tax, as amended by chapter 13 of the laws of
36 2019, is amended to read as follows:

37 § 2. This act shall take effect on the sixtieth day after it shall
38 have become a law and shall expire and be deemed repealed December 1,
39 [2020] 2023.

40 § 2. This act shall take effect immediately and shall be deemed to
41 have been in full force and effect on and after December 1, 2019.

42 ITEM M

43 Section 1. Section 2 of chapter 368 of the laws of 2008, amending the
44 tax law relating to authorizing the county of Warren to impose an addi-

LOCAL LAW NO. "G" FOR 2020

A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK ENACTING A MORTGAGE RECORDING TAX PURSUANT TO SECTION 253-p OF THE TAX LAW OF THE STATE OF NEW YORK

Introduced: 7/13/20

By Mr. A. Joyce:

BE IT ENACTED by the County Legislature of the County of Albany, as follows:

SECTION 1. Pursuant to the provision of Section 253-p of the Tax Law of the State of New York, there is hereby imposed in the County of Albany, New York a tax of twenty-five cents for each one hundred dollars and each remaining major fraction thereof of principal debt or obligation which is or under any contingency may be secured at the date of execution thereof, or at any time thereafter, by a mortgage on real property situated within Albany County and recorded on or after October 31, 2008 and a tax of twenty-five cents on such mortgage if the principal debt or obligation which is or by any contingency may be secured by such mortgage is less than one hundred dollars.

SECTION 2. The tax imposed by this local law shall be administered and collected in the same manner as the taxes imposed under subdivision one of section two hundred fifty three and paragraph (b) of subdivision one of section two hundred fifty-five of Article 11 of the Tax Law and shall be paid as provided in Section 253-p of the Tax Law and shall be in addition to the taxes imposed by Section 253 of the Tax Law.

SECTION 3. This local law shall expire December 1, 2023, provided further, however, that such expiration shall not preclude the adoption and enactment of additional local laws by the County of Albany pursuant to the provisions of Section 253-p of the Tax Law upon the expiration of this local law or any subsequent local law adopted and enacted pursuant to the provisions thereof.

SECTION 4. Notwithstanding any provision of Article 11 of the Tax Law to the contrary, the balance of all monies paid to the recording officer of the County of Albany during each month upon account of the tax imposed pursuant to this local law, after deduction of the necessary expenses of the recording officer's office as provided in Section 262 of the Tax Law, except taxes paid upon mortgages which under the provisions of this local law or Section 260 of the Tax Law are first to be apportioned by the New York State Commissioner of Taxation and Finance, shall be paid over by such officer on or before the tenth day of each succeeding month to the Albany County Director of Finance and, after the deduction by the Director of Finance

of the necessary expenses as provided in Section 262 of the Tax Law, shall be deposited in the General Fund of the County of Albany for expenditure on County purposes. Notwithstanding the provisions of the preceding sentence, the tax so imposed and paid upon mortgages covering real property situated in two or more counties, which under the provisions of this local law or Section 260 of the Tax Law are first to be apportioned by the Commissioner of Taxation and Finance, shall be paid over by the recording officer receiving the same as provided by the determination of the Commissioner.

SECTION 5. This local law shall take effect on December 1, 2020, provided that the Clerk of this Legislature shall mail a certified copy hereof by registered or certified mail to the Commissioner of the New York State Department of Taxation and Finance at least 30 days prior to such date. The Clerk of this Legislature shall also file certified copies hereof with the County Clerk of the County of Albany, the Secretary of State of the State of New York and the State Comptroller within five days after the enactment of this local law.

LOCAL LAW NO. “H” FOR 2020

A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK, REPEALING LOCAL LAW 1 FOR 2016 AND PROHIBITING THE USE AND SALE OF SPARKLING DEVICES

Introduced: 7/13/20

By Messrs. Peter, R. Joyce, Ward, A. Joyce and Ricard:

BE IT ENACTED by the Albany County Legislature as follows:

SECTION 1. Repeal of Local Law 1 for 2016

Local Law 1 for 2016, “A Local Law of the County of Albany, New York, Allowing for Common, Safe Items to be Excluded from the Dangerous Fireworks Definition as Permitted by New York State Penal Law Section 405 (b)” is hereby repealed upon the effective date of this law.

SECTION 2. Legislative Intent

The New York State Legislature approved, and the Governor of New York signed into law, Chapter 477 of the Laws of 2014 that amended the New York State Penal Law, the Executive Law and the General Business Law placing further restrictions on dangerous fireworks while at the same time recognizing that certain fireworks should not be labeled dangerous.

The Governor signed this bill into law in part due to New York’s strong home rule authority, only allowing for certain fireworks to be sold and used in municipalities that affirmatively enact a Local Law authorizing such action.

Thereafter, Chapter 371 of the Laws of 2017 amended the previous grant of home rule authority, and legalized the sale and use of sparkling devices throughout the state, outside of New York City. This amendment did not require County’s to opt-in, instead it allowed them to opt-out.

Since the passage of Law 1 for 2016, which legalized sparkling devices in Albany County, significant problems have arisen due to members of the public engaging in the practice of lighting off fireworks at all hours of the night. The scope and use of sparking devices anticipated in 2016 when Albany County opted-in has grown into something entirely different. These devices are far more powerful than originally envisioned. This has significantly affected the quality of life and safety of the residents of the County. While this Legislature cannot stop the conduct of all those using sparking devices irresponsibly, it can do its part to limit their ability to obtain these tools of nuisance.

Therefore, the purpose of this Local Law is to prohibit the previously believed to be safe sparkling devices from being sold or used in Albany County.

Section 3. Definitions

“Sparkling Devices” are defined in Section 270.00 of the New York Penal Law.

Section 4. Prohibitions

The sale and use of sparkling devices is hereby prohibited within the County of Albany.

Section 5. Penalties

- (i) Any person who shall use or explode a sparkling device, or cause an exploding device to be exploded, shall be guilty of a violation punishable by a fine not to exceed \$500;
- (ii) Any person who offers a sparkling device for sale, or sells or furnishes a sparkling device to another person or persons, shall be guilty of a Class B misdemeanor, punishable by a fine of \$1,000 and fifteen (15) days in jail.

Section 6. Applicability

This law shall apply to all actions occurring on or after the effective date of this law.

Section 7. Severability

If any part of or provisions of this law, or the application thereof to any person or circumstance, shall be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part of or provision of, or application directly involved in the controversy in which such the remainder of this law, or the application thereof to other persons or circumstances.

Section 8. State Environmental Quality Review Act Compliance

This County Legislature determines that the adoption of this Local Law constitutes a “Type II action” as said term is defined in the State Environmental Quality Review Act (“SEQRA”), and that no further action with respect to same is required under SEQRA.

Section 9. Effective Date

This law shall take effect January 3, 2021.