

RESOLUTION NO. 294-13

**ACKNOWLEDGING INTRODUCTION OF PROPOSED LOCAL LAW NO. 6
FOR THE YEAR 2103 AND CALLING FOR A PUBLIC HEARING**

WHEREAS, Supervisor Reinhardt has duly introduced proposed Local Law No. 6 for the year 2013, entitled "A LOCAL LAW OVERRIDING TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-c"; and

WHEREAS, a copy of said proposed local law has been furnished to each Supervisor;

NOW, THEREFORE BE IT RESOLVED, that a public hearing be held on the proposed local law in the chambers of the Board of Supervisors at the Madison County Office Building on October 8, 2013 at 2:15 p.m.; and

BE IT FURTHER RESOLVED, that the Clerk of the Board duly publish a notice of this hearing in the official newspapers of the County at least five days prior to the scheduled hearing date.

Dated: September 10, 2013



John A. Reinhardt, Chairman
Finance, Ways and Means Committee

**COUNTY OF MADISON
LOCAL LAW NO. 6 FOR THE YEAR 2013**

**A LOCAL LAW OVERRIDING TAX LEVY LIMIT ESTABLISHED IN GENERAL
MUNICIPAL LAW §3-c**

Be it enacted by the Madison County Board of Supervisors as follows:

Section 1. Title: This law shall be known as "A Local Law Overriding Tax Levy Limit Established in General Municipal Law §3-c"

Section 2. Legislative Findings and Purpose:

General Municipal Law §3-c "Limit upon real property tax levies by local governments" requires 60% approval from the County Legislative Body in order to increase the county tax levy from the previous year above two (2) percent or above the rate of inflation, whichever is less. This year the projection is 1.66 percent due to lower inflation numbers.

Due to the cost of State mandated programs and services the Madison County Board of Supervisors has been forced to authorize the override of the State imposed tax cap in order to have sufficient funds to protect the wellbeing of the citizens of Madison County and provide essential local public health, safety, and infrastructure programs and services.

Mandated State programs and services include but are not limited to Medicaid, Public Assistance, Child Welfare, Pre-School Special Education, Indigent Defense, Early Intervention, Youth Detention and Pension costs. These State mandated programs and services require more than Thirty Million County dollars and exceeds the total prior year's County real property tax levy.

These State mandates must be paid first before local taxes may be used for County purposes.

Madison County can effectively implement a property tax cap only if there is a meaningful action by the State of New York to control the cost of State Mandated Programs and Services and provide mandate relief.

The purpose of this local law is to comply with the requirements of General Municipal Law §3-c prior to adopting the 2014 County Budget.

Section 3. Tax Levy Limit Override

The Board of Supervisors of the County of Madison is hereby authorized to adopt a budget for the fiscal year commencing January 1, 2014 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

Section 4. Severability:

If any section, subsection, sentence, clause, phrase or other portion of this local law is for any reason declared unconstitutional, or invalid, or in whole or in part by any court of competent jurisdiction, such portion shall be deemed severable and such unconstitutionality or invalidity shall not affect the validity of the remaining portions of this law which shall remain in full force and effect.

Section 5. Effective Date:

This Local Law shall take effect immediately upon filing with the Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

UNFINISHED BUSINESS
TABLED BY: SUPERVISOR DEGEAR 2ND BY: SUPERVISOR
MONFORTE

NOTE: Scheduled for vote on November 12, 2013.

RESOLUTION NO. 319-13

ADOPTING LOCAL LAW NO. 6 FOR THE YEAR 2013

WHEREAS, there has been duly introduced Local Law No. 6 for the year 2013 entitled "A LOCAL LAW OVERRIDING TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-c"; and

WHEREAS, a public hearing on said local law was duly held by the Board of Supervisors of the County of Madison on October 8, 2013;

NOW, THEREFORE BE IT RESOLVED, that Local Law No.6 for the year 2013 be and the same is hereby adopted.

Dated: October 8, 2013



John A. Reinhardt, Chairman
Finance, Ways and Means Committee