

# **County of Albany**

Harold L. Joyce  
Albany County Office Building  
112 State Street - Albany, NY 12207



## **Meeting Agenda**

**Monday, January 1, 2024**

**12:00 PM**

**William J. Conboy II Legislative Chambers  
Albany County Courthouse**

**County Legislature**

**RESOLUTION NO. 1**

**APPOINTMENT OF THE CLERK OF THE LEGISLATURE**

Introduced: 1/1/24

By Cunningham:

RESOLVED, By the Albany County Legislature, pursuant to the Albany County Charter that Necole Chambers, residing in the County of Albany, State of New York is hereby appointed Clerk of the Albany County Legislature for a term commencing January 1, 2024 and ending December 31, 2025, at a salary as appropriated in the Annual County Budget, 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. 2**

### **APPOINTMENT OF THE FIRST DEPUTY CLERK OF THE LEGISLATURE**

Introduced: 1/1/24

By Cunningham:

RESOLVED, By the Albany County Legislature, pursuant to the Albany County Charter that Paul T. Devane, residing in the County of Albany, State of New York is hereby appointed First Deputy Clerk of the Albany County Legislature for a term commencing January 1, 2024 and ending December 31, 2025, at a salary as appropriated in the Annual County Budget, 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. 3**

**APPOINTMENT OF THE MAJORITY COUNSEL AND DEPUTY MAJORITY COUNSEL OF THE LEGISLATURE**

Introduced: 1/1/24

By Feeney:

RESOLVED, By the Albany County Legislature, pursuant to Article 2, Section 203 and 204 of the Albany County Charter, that the following named persons, residing in the County of Albany, State of New York are hereby appointed to the indicated positions at salaries set forth in the Annual County Budget for terms commencing January 1, 2024 and ending December 31, 2025:

Rebekah N. Kennedy, Majority Counsel  
Brandon D. Russell, Deputy Majority Counsel

and, be it further

RESOLVED, That such individuals shall serve in said capacities as long as they enjoy the confidence of the Majority Leader, 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. 4**

**APPOINTMENT OF THE MINORITY COUNSEL OF THE LEGISLATURE**

Introduced: 1/1/24

By Mauriello:

RESOLVED, By the Albany County Legislature, pursuant to Article 2, Section 203 and 204 of the Albany County Charter, that Arnis Zilgme, residing in the County of Albany, State of New York is hereby appointed to the position of Minority Counsel at a salary set forth in the Annual County Budget for a term commencing January 1, 2024 and ending December 31, 2025, and, be it further

RESOLVED, That such individual shall serve in said capacity as long as they enjoy the confidence of the Minority Leader, 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. 5**

**DESIGNATION OF NEWSPAPERS FOR PUBLICATION OF LEGAL NOTICES**

Introduced: 1/1/24

By Cunningham:

WHEREAS, By virtue of the provisions of County Law §214, the Albany County Legislature is responsible to designate official newspapers for the publication of legal notices, now, therefore be it

RESOLVED, By the Albany County Legislature, pursuant to the provisions of County Law §214, that THE EVANGELIST and THE TIMES UNION are hereby designated as the official newspapers during the year 2024 for the publication of local laws, notices and other matters required by law to be published, at fees to be paid at a rate no greater than those authorized by Public Officers Law §70-a, 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.

# TOWN OF BETHLEHEM

*David E. VanLuven*  
Town Supervisor

*Michael E. Cohen*  
Comptroller

Albany County - New York  
**Comptroller's Office**  
445 DELAWARE AVENUE  
DELMAR, NEW YORK 12054  
(518) 439-4955 x1126  
Fax: (518) 475-0520

Email: [mcohen@townofbethlehem.org](mailto:mcohen@townofbethlehem.org)



December 20, 2023

Albany County Department of Management & Budget  
Attention: Michael McGuire, Director  
Real Property Tax Service Agency  
112 State Street, 13<sup>th</sup> Floor  
Albany, NY 12207

Dear Mr. McGuire,

On November 29, 2023, the Town of Bethlehem submitted a tax levy and tax rate summary to you for you to use in the preparation of the 2023 tax warrant for the various taxing districts in our Town. At the time, this summary was correct. Two days later, a tax certiorari came in, certain assessed values changed, and a new summary was provided. Unfortunately, the updates were made to the assessed values on an old version of the summary which improperly reported the fire district rates and levies. Therefore on December 1, 2023, the following fire district summary was incorrectly reported:

Code	District	% Change	Tax Levy	Assessment	Tax Rate
FD201	Delmar Fire	2.9%	1,148,559.18	1,128,449,514	1.017821
FD202	Elsmere Fire	3.0%	1,091,879.31	1,000,033,695	1.091843
FD203	Slingerlands Fire	0.0%	686,516.84	571,710,264	1.200813
FD204	Selkirk Fire	3.0%	1,926,532.60	1,161,929,274	1.658046
FD205	Elmwood Park Fire	3.0%	648,181.82	268,133,319	2.417386

The following is a summary of the tax levy values provided by the fire districts to the Town and the corresponding tax rates.

FD201	Delmar Fire	2.7%	1,146,052.00	1,128,449,514	1.015599
FD202	Elsmere Fire	2.7%	1,088,739.00	1,000,033,695	1.088702
FD203	Slingerlands Fire	20.6%	828,114.00	571,710,264	1.448485
FD204	Selkirk Fire	2.1%	1,910,350.00	1,161,929,274	1.644119
FD205	Elmwood Park Fire	4.2%	655,862.71	268,133,319	2.446032

We are requesting authorization of the Albany County Legislature, at the next meeting, to adjust the Fire District property tax levies, as noted above effective immediately.

If I can provide further information regarding this request, please do not hesitate to contact me at (518) 439-4955 x1123.

Sincerely yours,

Michael E. Cohen, CPA

CC: David VanLuven, Town Supervisor  
Alicia Roney, Tax Receiver  
Warren Muller, Director of MIS





# County of Albany

Harold L. Joyce  
Albany County Office  
Building  
112 State Street - Albany,  
NY 12207

## Legislation Text

**File #:** TMP-4961, **Version:** 1

### **REQUEST FOR LEGISLATIVE ACTION**

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

AMEND RESOLUTIONS 625 & 655 FOR 2023 REGARDING AMOUNTS LEVIED AND TAXES TO BE APPROPRIATED FOR VARIOUS FIRE DISTRICTS IN THE TOWN OF BETHLEHEM

Date:	12/21/2023
Submitted By:	Michael McGuire
Department:	Real Property
Title:	Director
Phone:	518-487-5292
Department Rep.	
Attending Meeting:	Click or tap here to enter text.

**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.

Original Awarding Agency / Funder:

Click or tap here to enter text.

New York State Pass-Through Agency (if applicable):

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)

On November 29, 2023, the Town of Bethlehem submitted a tax levy and tax rate summary to my office for use in the preparation of the 2024 tax warrant for the various taxing districts in the Town of Bethlehem. Two days later, a tax certiorari decision was received, certain assessed values changed, and a new summary was provided. Unfortunately, the updates were made to the assessed values on an old version of the summary which improperly reported the fire district rates and levies. Therefore on December 1, 2023, the following fire district summary was incorrectly reported:

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The following is a summary of the tax levy values provided by the fire districts to the Town and the corresponding tax rates.

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FD204	Selkirk Fire	2.1%	1,910,350.00	1,161,929,274	1.644119
FD205	Elmwood Park Fire	4.2%	655,862.71	268,133,319	2.446032

**RESOLUTION NO. 6**

**AMENDING RESOLUTION NO. 625 AND 655 FOR 2023 REGARDING AMOUNTS LEVIED AND TAXES TO BE APPROPRIATED FOR VARIOUS FIRE DISTRICTS IN THE TOWN OF BETHLEHEM**

Introduced: 1/1/24  
By Cunningham:

WHEREAS, By Resolution No. 625 for 2023, this Honorable Body assessed and levied upon the taxable property within the boundaries of the various fire, water, ambulance, lighting and sewer districts in the Town of Bethlehem the amounts necessary for the purposes of such districts as specified in the annual budget of the Town of Bethlehem, and

WHEREAS, By Resolution No. 655 for 2023, this Honorable Body set the rates for special district taxes in the towns of the County of Albany having special districts for the purpose of raising sums necessary for the payment of expenses of said special districts, fixed on each of assessed valuation of the property in said districts, and

WHEREAS, Subsequent to these actions, the Town of Bethlehem has indicated that the information provided to the County contained errors in the amounts reported for the Delmar Fire District, the Elsmere Fire District, the Slingerlands Fire District, the Selkirk Fire District, and the Elmwood Park Fire District in the Town of Bethlehem, now, therefore, be it

RESOLVED, By the Albany County Legislature that Resolution No. 625 for 2023 is hereby amended to reflect the correct levy amount for the following fire districts:

Delmar Fire District of \$1,146,052.00 rather than \$1,148,559.00,  
Elsmere Fire District of \$1,088,739.00 rather than \$1,091,879.00,  
Slingerlands Fire District of \$828,114.00 rather than \$686,517.00,  
Selkirk Fire District of \$1,910,350.00 rather than \$1,926,532.00,  
Elmwood Park Fire District of \$655,862.71 rather than \$648,182.00,

and, be it further

RESOLVED, That Resolution No. 655 for 2023 is hereby amended to reflect the correct rate for the following fire districts:

Delmar Fire District of 1.015599 rather than 1.017821  
Elsmere Fire District of 1.088702 rather than 1.091843  
Slingerlands Fire District of 1.448485 rather than 1.200813  
Selkirk Fire District of 1.644119 rather than 1.658046  
Elmwood Park Fire District of 2.446032 rather than 2.417386,

and, be it further

RESOLVED, That the tax warrant for 2024 for the Town of Bethlehem be amended to reflect the aforementioned corrections, 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 and Town Officials.

## RESOLUTION NO. 7

### **AUTHORIZING THE COUNTY DIRECTOR OF REAL PROPERTY TAX SERVICES TO APPROVE CERTAIN APPLICATIONS MADE FOR CORRECTION OF TAX ROLL ERRORS, REFUNDS, AND CREDITS OF TAXES DURING THE 2024 CALENDAR YEAR WITHOUT PRIOR AUDIT BY THE LEGISLATURE**

Introduced: 1/1/24

By Cunningham:

WHEREAS, The Director of Real Property Tax Services has requested authorization to approve certain applications for correction of tax roll errors, refunds, and credits of taxes without prior audit and approval by this Honorable Body for the 2024 calendar year, and

WHEREAS, Real Property Tax Law §§ 554 (9), 556 (8), and 1532 (4) provide that applications for correction of tax roll errors, refunds, and credits of taxes in instances where the recommended correction, refund, or credit is \$2,500 or less may be decided by the Director of Real Property Tax Services without prior Legislative approval, now, therefore, be it

RESOLVED, By the Albany County Legislature that the Director of Real Property Tax Services is authorized to approve applications for corrections of tax roll errors, refunds, and credits of taxes with recommended corrected amounts not to exceed \$1,000 without Legislative approval for each application, pursuant to Real Property Tax Law §§ 554 (9), 556 (8), and 1532 (4), for the 2024 calendar year and, be it further

RESOLVED, That pursuant to Real Property Tax Law § 554 (9), the Director of Real Property Tax Services shall prepare written reports of his or her investigation and recommendation for such applications, and shall follow the procedure which the Legislature would follow in making corrections, except where the Director denies a correction, in whole or in part, the Director shall provide to the Legislature the written report of the investigation and recommendation and both copies of the application, as well as the written reasons why the Director denied the application, and, be it further

RESOLVED, That pursuant to Real Property Tax Law § 556 (8), the Director of Real Property Tax Services shall prepare written reports of his or her investigation and recommendation for such applications, and shall follow the procedure which the Legislature would follow in making refunds or credits, except where the Director denies a refund or credit, in whole or in part, the Director shall provide to the Legislature the written report of the investigation and recommendation and both copies of the application, as well as the written reasons why the Director denied the application, and, be it further

RESOLVED, That on or before the fifteenth day of each months in calendar year 2024, the Director shall submit a report to the Legislature of the corrections, refunds and credits processed by the Director pursuant to this enabling resolution during the preceding month, which report shall indicate the name of each recipient, the location of the property, justification for said request, and the amount requested, and, be it further

RESOLVED, That this authority granted to the Director of the Real Property Tax Services Agency shall be effective January 1, 2024 through December 31, 2024, 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.