

SPECIAL LEGISLATURE MEETING

November 30, 2015

Chairman Callard called the special meeting to order at 7:47 PM. The Clerk called the roll. All Legislators were present, with the exception of Legislator Miller.

Chairman Callard called for the following resolutions to be presented for adoption:

RESOLUTION NO. 395-1115

ADOPTING THE 2016 ORLEANS COUNTY BUDGET

WHEREAS, the 2016 tentative budget for Orleans County was presented to the general public at a public hearing held at 7:00 p.m. on November 30, 2015; and

WHEREAS, this Legislature has reviewed and discussed said tentative budget; now, be it

RESOLVED, that this Legislature does hereby adopt the 2016 tentative budget, as the Orleans County budget for 2016, with a tax levy of \$16,323,150.00.

Moved, Johnson; second, DeRoller.

Roll Call: 6 ayes: Allport, Callard, DeFilipps, DeRoller, Eick, Johnson; 0 nays; 1 absent, Miller.

Adopted.

RESOLUTION NO. 396-1115

APPROVING APPORTIONMENT OF THE 2016 GENERAL COUNTY BUDGET

RESOLVED, that the apportionment of the General County Budget for 2016, as prepared by the Director of Real Property Tax Services, be, and hereby is, in all respects approved by this Legislature.

Town	Adjusted Taxable Value	Taxable Value	Equal Rate	Value for Apportionment	Portion of Total Levy	2016 Tax Levy
Albion	212,328,591	208,781,251	100%	212,328,591	12.59949%	\$2,056,633.65
Barre	97,350,984	95,817,677	100%	97,350,984	5.77676%	\$942,949.20
Carlton	195,601,963	192,057,768	98%	199,593,840	11.84381%	\$1,933,282.87
Clarendon	158,328,637	154,890,451	100%	158,328,637	9.39515%	\$1,533,584.43
Gaines	118,201,827	115,967,457	100%	118,201,827	7.01404%	\$1,144,912.27
Kendall	153,057,838	150,477,652	100%	153,057,838	9.08239%	\$1,482,532.14
Murray	181,580,171	177,416,124	100%	181,580,171	10.77489%	\$1,758,801.46
Ridgeway	225,416,231	220,137,404	100%	225,416,231	13.37610%	\$2,183,400.87
Shelby	185,260,336	181,828,973	100%	185,260,336	10.99327%	\$1,794,447.95
Yates	154,097,906	151,958,946	100%	154,097,906	9.14410%	\$1,492,605.16
Totals	1,681,224,484	1,649,333,703		1,685,216,361	100.00%	\$16,323,150.00

Moved, Johnson; second, DeRoller.

Adopted. 6 ayes; 0 nays; 1 absent, Miller.

RESOLUTION NO. 397-1115

AUTHORIZING TOWN LEVIES

WHEREAS, there has been presented to this Legislature a duly certified copy of the annual budget of each of the several towns in the County of Orleans for fiscal year beginning January 1, 2016; be it

RESOLVED, that there shall be assessed and levied upon and collected from the taxable real property situated in the following named towns outside of any incorporated village, wholly set partially located therein, the amounts indicated below, for the Highway - Townwide; Highway - Outside and Part-Town Outside purposes, as specified in the budgets of the respective towns:

TOWNS	HIGHWAY OUTSIDE	HIGHWAY TOWNWIDE	TOWN OUTSIDE
Albion	122,367.00	180,379.00	0
Barre		630,603.00	
Carlton		614,344.00	
Clarendon		380,067.79	
Gaines	71,320.00	186,171.00	19,297.00
Kendall		412,628.00	
Murray	190,913.00	205,509.00	32,717.00
Ridgeway	191,982.00	369,115.00	52,357.00
Shelby	278,916.00	214,604.00	21,230.00
Yates	220,000.00	106,500.00	14,825.00

and be it

FURTHER RESOLVED, that there shall be, and hereby is, assessed and levied upon and collected from the real property liable, therefore, with the respective Fire Protection and Improvement Districts in the following towns, as indicated, the amounts for the purpose of such districts as follows:

TOWN	DISTRICT	AMOUNT
Albion	Fire Protection	99,159.00
	Water District 1	18,000.00
	Water District 3	74,000.00
	Water District 4	28,569.00
	Water District 5	60,386.00
	Water District 6	22,800.00
	Water District 7	9,360.00
	Water District 8	14,733.00
	Water District 9	10,238.00
	Sewer District 1	50,765.00
Barre	Fire District	188,000.00
	Water District 1	22,077.00
	Water District 2	12,675.00
	Water District 3	10,653.00
	Water District 4	15,190.00
	Water District 5	36,083.00

	Water District 6	61,023.00
	Water District 7	16,054.00
Carlton	Fire Protection	154,335.00
	Light District I	6,500.00
	Light District II	9,200.00
	Water	365,470.00
Clarendon	Fire Protection	169,694.82
	Water District 2	39,831.40
	Water District 3	68,297.02
	Water District 4	52,253.12
	Water District 5	17,480.99
	Water District 6	29,033.14
	Water District 7	47,824.85
	Water District 8	8,916.28
	Water District 9	7,557.85
	Water District 10	63,520.28
	Water District 11	74,066.60
Gaines	Fire Protection	35,305.20
	Water District 2	8,271.00
	Water District 3	6,846.00
	Water District 5	2,815.00
	Water District 6	6,804.00
	Water District 7	6,359.00
	Water District 8	8,950.00
	Water District 9	9,295.00
	Water District 10	9,362.00
Kendall	Fire District 1 (Kendall)	163,900.00
	Fire District 2 (Morton)	69,972.00
	Light District 1	5,700.00
	Light District 2	3,385.00
	Light District 3	1,975.00
	Water District 1	3,983.00
	Water District 2	15,129.00
	Water District 3	21,237.00
	Water District 4	72,584.00
	Water District 5	17,492.75
	Water District 6	13,641.00
Murray	Fire Protection District 1	194,907.00
	Fire District 2 (FHM)	106,874.00
	Light District 1 (Fancher)	2,600.00
	Light District 2 (Hulberton)	3,900.00
	Light District 3 (Brockville)	1,200.00
	Water District 1	5,000.00
	Water District 2	31,000.00
	Water District 3	22,582.00

	Water District 4	6,000.00
	Water District 5	4,300.00
	Water District 6	12,000.00
	Water District 7	19,500.00
	Water District 8	16,440.00
	Water District 9	6,500.00
	Water District 10	7,000.00
	Water District 11	103,054.00
	Water District 12	12,000.00
	Water District 13	19,201.00
	Water District 14 (Gaines)	3,900.00
	Water District 15	59,000.00
Ridgeway	Fire Protection	188,700.00
	Light	3,277.00
	Water Improvement 31-E	9,200.00
	Water improvement 269	8,185.00
	Water District 2	19,675.00
	Water District 3	32,207.63
	Water District 4	72,218.75
	Water District 5	26,394.25
	Water District 6	13,971.26
	Water District 7	6,020.00
	Water District 8	8,883.95
	Water District 9	5,333.74
	Water District 10	14,492.50
	Water District 11	2,062.50
	Water District 12	11,525.72
	Knowlesville Sewer District	30,000.00
Shelby	Fire Protection District (Shelby & East Shelby)	281,625.00
	Light District 1 (Shelby)	2,550.00
	Light District 2 (Millville)	1,300.00
Yates	Fire Protection	65,000.00
	Water District 4	178,455.00

and be it

FURTHER RESOLVED, that the amount to be raised by tax for all other purposes, as specified in the said several annual budgets as presented to this Legislature, and which are now on file in the Office of the Clerk of the Legislature, shall be, and hereby are assessed, levied upon and collected from all the taxable property in the towns enumerated below, except as otherwise provided by law:

TOWN	REASSESSED WATER BILLS	REASSESSED SEWER BILLS	PROPERTY MAINTENANCE	GENERAL FUND
Albion	492.60			396,805.00
Barre	660.50			271,929.00

Carlton	4,527.81	2,475.00	288,047.00
Clarendon	8,069.04	682.50	362,410.02
Gaines	1,317.64		268,500
Kendall			257,982.00
Murray	949.98	2,014.00	348,221.00
Ridgeway	3,883.92		331,502.00
Shelby	19,080.98		425,700
Yates	2,269.44		273,198.00

and be it

FURTHER RESOLVED, that such taxes and assessments when collected shall be paid to the Supervisors of the several towns in the amounts as shown by this resolution for distribution to them in the manner provided by law.

Moved, Johnson; second, DeRoller.
 Adopted. 6 ayes; 0 nays; 1 absent, Miller.

RESOLUTION NO. 398-1115

AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID RECYCLING-SOLID WASTE PROGRAM FEES

RESOLVED, that pursuant to a request from the County Treasurer, she be, and hereby is authorized to add the following 2015 Unpaid Solid Waste/Recycling Fees to the 2016 tax rolls of the several towns in Orleans County:

TOWN		AMOUNT
Albion	Inside	18,897.64
	Outside	5,054.02
Barre		6,152.72
Carlton		15,164.13
Clarendon		7,471.16
Gaines	Inside	1,318.44
	Outside	6,811.95
Kendall		7,251.42
Murray	Inside	6,811.94
	Outside	10,767.26
Ridgeway	Inside	13,184.40
	Outside	12,964.67
Shelby	Inside	12,525.18
	Outside	11,206.76
Yates	Inside	2,197.40
	Outside	9,338.96
Total		147,118.05

Moved, Johnson; second, DeRoller.
 Adopted. 6 ayes; 0 nays; 1 absent, Miller.

RESOLUTION NO. 399-1115

AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID SCHOOL TAXES

RESOLVED, that pursuant to a request from the County Treasurer, she be, and hereby is authorized to relevy the unpaid school taxes, adding a 7% penalty; said taxes to be added to the 2016 tax rolls of the respective towns as of November 1, 2015:

TOWN		AMOUNT
Albion	Inside	\$118,178.49
	Outside	71,154.63
Barre		72,733.03
Carlton		268,997.76
Clarendon		195,411.92
Gaines	Inside	10,964.68
	Outside	80,541.38
Kendall		150,168.19
Murray	Inside	188,710.04
	Outside	210,017.41
Ridgeway	Inside	143,127.82
	Outside	154,353.01
Shelby	Inside	111,952.66
	Outside	178,169.90
Yates	Inside	24,392.95
	Outside	118,879.04
Total		\$2,097,752.91

Moved, Johnson; second, DeRoller.
Adopted. 6 ayes; 0 nays; 1 absent, Miller.

RESOLUTION NO. 400-1115

AUTHORIZING COUNTY TREASURER TO RELEVY CERTAIN UNPAID VILLAGE TAXES

RESOLVED, that the Orleans County Treasurer, she be, and hereby is authorized to relevy certain unpaid village taxes to the 2016 tax bills, adding a 5% penalty, as follows:

VILLAGE	TOWNS:	AMOUNT
Village of Albion	Town of Albion	159,146.39
	Town of Gaines	12,530.26
Village of Holley		67,121.91
Village of Lyndonville		20,037.22
Village of Medina	Town of Ridgeway	114,885.91
	Town of Shelby	94,197.65
TOTAL		467,919.34

Moved, Johnson; second, DeRoller.
Adopted. 6 ayes; 0 nays; 1 absent, Miller.

RESOLUTION NO. 401-1115

AUTHORIZING COUNTY TREASURER TO CHARGE BACK ERRONEOUS TAXES TO RESPECTIVE COUNTY, TOWN, AND SCHOOL DISTRICTS

RESOLVED, that pursuant to the request of the County Treasurer by letter dated November 25, 2015, she be, and hereby is, authorized to charge back the following erroneous taxes to the respective towns and schools within the County, as follows:

TOWN	TAX MAP #	TAX YEAR	TO COUNTY	TO TOWN	TO SCHOOL	SOLID WASTE	TO VILLAGE	Court Order Total	TOTAL
ALBION									
Billy Ray	72.-2-13		97.09	53.70					150.79
Mowing (LL3-2010)	Various						3433.50		3433.50
CARLTON									
Edward & Linda Belkirch	4.2-1-26	2014		125.00					125.00
Edward & Linda Belkirch	4.2-1-26	2015		125.00					125.00
Lynette Hartwig	5.-1-27.1	2015	265.19	105.03					370.22
World Sufi Foundation	16.-1-39	2013, 2014	2093.67	657.21	2315.28				5,066.16
Robert Carlson II	16.-1-45.2	2013-2015	223.15	118.15					341.30
World Sufi Foundation	28.-1-53.1	2013, 2014	5,615.70	1,822.61	6,204.20				13,642.51
Carl Costich	38.-1-41.112	2014	58.06	22.04	59.08				139.18
Carl Costich	38.1-54.1	2014	58.06	22.04	59.08				139.18
CLARENDON									
Thomas Estates	99.-2-39.21/954c	2015	96.73	48.75					145.48
GAINES									
Jen Associates	62.-1-76.116	2015	474.55	247.19					721.74
Jen Developers	62.-1-76.117	2015	474.55	247.19					721.74
KENDALL									
Lawrence & Joan Weed	32.-1-11.11	2015		288.21					288.21
Leeland K. Weed	32.-1-11.12	2015		288.21					288.21
William Anderson	43.-2-50.212	2015	212.06	125.47					337.53
Gerard Meisenzahl	44.-1-21	2015	165.39		2,362.71				2,528.10
MURRAY									
Eric Collyer	65.-1-48	2015		565.94					565.94
RIDGEWAY									
County of Orleans	79.12-3-83	2005-2014	6,445.41	872.99	7,456.84	1,628.67	9,761.35		26,165.26
DLS Investment Group LLC	79.12-3-84	2010-2014	224.70	28.14	253.90		136.09		642.83
Virgina Mosher & Bruce Ribble	80.37-2-28	2003-2014	829.14	106.29	1,000.84		679.25		2,615.52
Virgina Mosher & Bruce Ribble	80.37-2-29	2003-2014	4,783.50	569.00	5,370.92	1,147.98	5,194.30		17,065.70
Mowing (LL3-2010)	Various						1,370.68		1,370.68

SHELBY									
Mowing (LL3-2010)	Various						884.26		884.26
TOTALS			22,116.95	6,438.16	25,082.85	2,776.65	21,459.43		77,874.04

Grand Total = \$ 77,874.04

Moved, Johnson; second, DeRoller.
 Adopted. 6 ayes; 0 nays; 1 absent, Miller.

RESOLUTION NO. 402-1115

AUTHORIZING LEVYING CHARGE BACKS

WHEREAS, the County Treasurer has reported to this Legislature that she has charged the several towns of Orleans County for erroneous and refunded taxes; be it

RESOLVED, that this Legislature authorizes the following amounts to be levied against the respective towns:

TOWN	OUTSIDE	INSIDE
Albion	53.70	
Barre		
Carlton	2,997.08	
Clarendon	48.75	
Gaines	494.38	
Kendall	701.89	
Murray	565.94	
Ridgeway		1,576.42
Shelby		
Yates		

Total amount charged to Towns: \$ 6,438.16

Moved, Johnson; second, DeRoller.
 Adopted. 6 ayes; 0 nays; 1 absent, Miller.

RESOLUTION NO. 403-1115

APPROVING CHARGE BACKS TO TOWNS FOR DATA MANAGEMENT SERVICES, USER FEES, TAX BILLS, AND RATE AND MAP FILES

RESOLVED, that this Legislature authorizes charge backs for Data Management Services, user fees, tax bills, and rate and map files to be levied on to the 2016 taxes, as follows:

CHARGEBACKS TO TOWNS FOR 2015

TOWN	NO. OF PARCELS	Real Property	Tax Collector User Fees	RATE & MAP Files	RPS User Fees	Total	Total Town
Albion	Inside	1604	2005.00			2,005.00	

	Outside	948	1185.00		150.00	1278.75	2,613.75	4,618.75
Barre		1401	1751.25	215.76	150.00	1226.05	3,343.06	3,343.06
Carlton		2455	3068.75	92.16	150.00	1596.10	4,907.01	4,907.01
Clarendon		1780	2225.00	213.60	150.00	1287.20	3,875.80	3,875.80
Gaines	Inside	232	290.00				290.00	
	Outside	1042	1302.50		150.00	638.55	2,091.05	2,381.05
Kendall		1683	2103.75		150.00	1271.54	3,525.29	3,525.29
Murray	Inside	688	860.00	26.76			886.76	
	Outside	1417	1771.25	56.52	150.00	1539.63	3,517.40	4,404.16
Ridgeway	Inside	1394	1742.50				1,742.50	
	Outside	1761	2201.25		150.00	1809.05	4,160.30	5,902.80
Shelby	Inside	952	1190.00				1,190.00	
	Outside	1350	1687.50		150.00	1,226.42	3,063.92	4,253.92
Yates	Inside	384	480.00				480.00	
	Outside	1362	1702.50		150.00	926.71	2,779.21	3,259.21
Totals		20,453	25,566.25	604.80	1,500.00	12,800	40,471.05	40,471.05

Moved, Johnson; second, DeRoller.

Adopted. 6 ayes; 0 nays; 1 absent, Miller.

Legislator DeFilipps moved to approve the abstract for the Solid Waste Recycling Program Fees for 2016; second by Legislator Allport. Legislator DeRoller inquired if the E-waste program costs are included in these, which CAO Nesbitt affirmed that they are included. The following resolution was adopted:

RESOLUTION NO. 404-1115

APPROVING ABSTRACT OF 2016 SOLID WASTE/RECYCLING PROGRAM FEES

RESOLVED, that the Abstract of 2016 Recycling - Solid Waste Program Fees, as prepared by the Clerk, be, and hereby is, approved by this Legislature as follows:

Town	No. of Units	*Cost Per Unit	Total to be Collected
Albion	2,099.00	\$197.00	\$413,503.00
Barre	775.50	\$197.00	\$152,773.50
Carlton	1569.50	\$197.00	\$309,191.50
Clarendon	1082.50	\$197.00	\$213,252.50
Gaines	1067.50	\$197.00	\$210,297.50
Kendall	1126.50	\$197.00	\$221,920.50
Murray	1586.00	\$197.00	\$312,442.00
Ridgeway	2505.00	\$197.00	\$493,485.00
Shelby	1713.50	\$197.00	\$337,559.50
Yates	1165.00	\$197.00	\$229,505.00
Totals	14,690.00	\$197.00	\$2,893,930.00

*Includes \$2.00 Administrative charge per unit.

Moved, DeFilipps; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Miller.

RESOLUTION NO. 405-1115

APPROVING ABSTRACTS OF TAX ROLLS

RESOLVED, that the Abstract of Taxes, as prepared by the Clerk, they being Abstract of Tax Rolls (1) Assessments, Tax Rates and Levies; (2) Amount and Purpose of Taxes for Town Expenditure; (3) Amount and Purpose of Taxes for County Expenditure and all other matters therein contained, be and hereby are, adopted by this Legislature and that the several items of taxes and levies set forth be levied upon respective tax districts of the county and be fixed as the tax rates for the extension of taxes in such districts.

Moved, Johnson; second, DeRoller.
Adopted. 6 ayes; 0 nays; 1 absent, Miller.

RESOLUTION NO. 406-1115

APPROVING COMPLETED TAX ROLLS AND DIRECTING THE EXECUTION AND DELIVERY OF WARRANTS

WHEREAS, upon the tax rolls of the several Towns the several taxes have been duly extended as provided by law; it is

RESOLVED, that the tax rolls be approved as so completed, and that the taxes so extended against each parcel of property upon the said rolls are hereby determined to be the taxes due thereon as set forth therein; and it is

FURTHER RESOLVED, that there be annexed to each of said rolls, a tax warrant under seal of the Legislative Body in the form prepared by the Clerk as provided by Section 904 of the Real Property Tax Law; that such warrants shall be in the respective amounts heretofore authorized to be levied upon each of said rolls; and that said rolls with said warrants annexed are to be forthwith delivered to the respective collectors of the several tax districts of the County.

Moved, Johnson; second, DeRoller.
Adopted. 6 ayes; 0 nays; 1 absent, Miller.

Chairman Callard called for any old business, which there was none therefore he called for a motion to conclude this special meeting.

Legislator Allport moved to adjourn; second by Legislator DeFilippis. Meeting adjourned at 7:56 p.m.