

CALL TO ORDER

The Organizational Meeting for 2024 was called to order by Montgomery County Clerk, Brittany Kolbe at 8:30 AM.

ROLL CALL

Legislators present were:

- Martin P. Kelly, Legislator, District 1
- Brian D. Sweet, Legislator, District 2
- Herb T. Allen, Legislator, District 3
- Robert Headwell, Jr., Legislator, District 4
- Daniel P. Wilson, Legislator, District 5 - **Absent**
- Chad J. Majewski, Legislator, District 6
- Michael J. Pepe, Legislator, District 7
- Maria Kowalczyk, Legislator, District 8
- Robert A. Purtell, Legislator, District 9

SALUTE TO THE FLAG

Legislator Robert Purtell led the Salute to the Flag.

SELECTION OF PERMANENT CHAIRMAN

Legislator Brian D. Sweet was elected as the Chair of the Legislature for 2024.

Legislator Sweet was sworn in by Montgomery County Clerk, Brittany Kolbe.

Chair Sweet gave a brief outline for his goals for 2024:

1. Continue forward the goal of increasing communication between the Legislative and Executive branches, as well as with all Legislators of the Legislature.
2. To ensure transparency in Montgomery County government.
3. Work proactively on developing a more effective, efficient and timely budget with annual budget process, encourage full discussion and communication within all committees.

NEW BUSINESS

RESOLUTION NO. 1 of 2024

DATED: 1/2/2024

Resolution by Legislator: Purtell
Seconded by Legislator: Kowalczyk

RESOLUTION ELECTING CHAIR OF THE MONTGOMERY COUNTY LEGISLATURE FOR THE YEAR 2024

RESOLVED, that Legislator _____ hereby is elected Chair of the Montgomery County Legislature for the year 2024, and

FURTHER RESOLVED, that the annual salary of said Chair hereby is fixed in the amount of \$15,000.00.

MOTION TO AMEND by Legislator Purtell, seconded by Legislator Kowalczyk, to insert the name "Brian Sweet" in the first RESOLVED clause passed with Aye(8). Legislator Wilson was absent.(1/2/2024)

RESOLUTION VOTE, passed with Aye(8). Legislator Wilson was absent. (1/2/2024)

Statement of Legislative and Financial Impact:

I. *Nature of Request:*

II. *Justification:*

Pursuant to the Montgomery County Charter, Article 2.05

III. *Legislative Impact:*

Pursuant to the Montgomery County Charter, Article 2.05

IV. *Financial Impact:*

There is no financial impact - organizational resolution

RESOLUTION NO. 2 of 2024

DATED: 1/2/2024

Resolution by Legislator: Purtell
Seconded by Legislator: Pepe

RESOLUTION ELECTING DEPUTY CHAIR OF THE MONTGOMERY COUNTY LEGISLATURE FOR THE YEAR 2024

RESOLVED, that Legislator _____ hereby is elected Deputy Chair of the Montgomery County Legislature for the year 2024, and

FURTHER RESOLVED, that the annual salary of said Deputy Chair hereby is fixed in the amount of \$10,000.00, and

FURTHER RESOLVED, that said Deputy Chair shall exercise the authority granted to the Chair of the Montgomery County Legislature in the Chair's absence.

MOTION TO AMEND by Legislator Sweet, seconded by Legislator Kowalczyk, to insert the name "Martin Kelly" in the first RESOLVED clause, passed with Aye(8). Legislator Wilson was absent.(1/2/2024)

RESOLUTION VOTE, passed with Aye(8). Legislator Wilson was absent. (1/2/2024)

Statement of Legislative and Financial Impact:

I. *Nature of Request:*

ELECTING DEPUTY CHAIR OF THE MONTGOMERY COUNTY LEGISLATURE FOR THE YEAR 2024

II. *Justification:*

Pursuant to the Montgomery County Charter, Article 2.05

III. *Legislative Impact:*

Pursuant to the Montgomery County Charter, Article 2.05

IV. Financial Impact:

There is no financial impact - organizational resolution

RESOLUTION NO. 3 of 2024

DATED: 1/2/2024

Resolution by Legislator: Kelly
Seconded by Legislator: Pepe

RESOLUTION ADOPTING RULES OF PROCEDURE OF THE MONTGOMERY COUNTY LEGISLATURE FOR THE YEAR 2024

RESOLVED, that the Rules of Procedure, as attached hereto, hereby are adopted by the Montgomery County Legislature for 2024, or until amended by Resolution.

RESOLUTION VOTE, passed with Aye(8). Legislator Wilson was absent. (1/2/2024)

[Rules of Procedure](#)

Statement of Legislative and Financial Impact:

I. Nature of Request:

ADOPTING RULES OF PROCEDURE OF THE MONTGOMERY COUNTY LEGISLATURE FOR THE YEAR 2024

II. Justification:

Pursuant to the Montgomery County Charter, Article 2.04 (a)

III. Legislative Impact:

Pursuant to the Montgomery County Charter, Article 2.04 (a)

IV. Financial Impact:

There is no financial impact - organizational resolution

RESOLUTION NO. 4 of 2024

DATED: 1/2/2024

Resolution by Legislator: Kelly
Seconded by Legislator: Headwell, Jr.

RESOLUTION DESIGNATING NEWSPAPER TO PUBLISH COUNTY MATTERS FOR 2024

WHEREAS, Section 214, Subdivision 2 of the County Law requires that the County Legislature shall annually designate a newspaper for the publication of all local laws, legal notices, advertisements for bids and other matters required by law to be published,

RESOLVED, that the Montgomery County Legislature hereby designates the following newspaper, for the above purpose, for 2024:

- The Recorder

Statement of Legislative and Financial Impact:

I. Nature of Request:

DESIGNATING NEWSPAPER TO PUBLISH COUNTY MATTERS FOR 2024

II. Justification:

Pursuant to the Montgomery County Charter, Article 2.04 (k)

III. Legislative Impact:

Pursuant to the Montgomery County Charter, Article 2.04 (k)

IV. Financial Impact:

There is no financial impact - organizational resolution

RESOLUTION NO. 5 of 2024

DATED: 1/2/2024

Resolution by Legislator: Pepe
Seconded by Legislator: Headwell, Jr.

RESOLUTION DESIGNATING DEPOSITORIES FOR COUNTY FUNDS IN THE NAME OF THE COUNTY TREASURER DURING 2024 AND FIXING MAXIMUM AMOUNTS WHICH MAY BE KEPT ON DEPOSIT THEREIN AT ANY ONE TIME

WHEREAS, according to Section 212 of County Law, the Legislature shall designate the banks, bankers or banking associates for deposit of all County funds received by the County Treasurer heretofore according to law; and

WHEREAS, the Legislature, in accordance with said section, shall likewise specify the name of each so designated and the maximum amount, which may be kept on deposit therein at any one time in the name of said County Treasurer,

RESOLVED, that pursuant to Section 212 of County Law, the following banks are hereby designated by the Montgomery County Legislature as an depositories for the deposit of County funds by the County Treasurer of this County and deposited in the name of said County Treasurer for the year 2024, namely:

NBT BANK, FONDA BRANCH, FONDA, NY
JP MORGAN CHASE BANK, 12 CORPORATE WOODS BLVD., ALBANY, NY
COMMUNITY BANK, 1 HUDSON STREET, KINDERHOOK, NY
GREENE COUNTY COMMERCIAL BANK, 425 MAIN STREET, CATSKILL, NY
KEY BANK, N.A., AMSTERDAM BRANCH, AMSTERDAM, NY
NYCLASS (New York Cooperative Liquid Assest Securities System)

FURTHER RESOLVED, that the maximum amount of County funds which may be kept on deposit in said depositories at any one time in the name of the County Treasurer be and the same hereby is fixed and determined as follows:

NBT BANK, FONDA BRANCH, FONDA, NY \$25,000,000
JP MORGAN CHASE BANK, 12 CORP. WOODS BLVD., ALBANY, NY \$20,000,000
COMMUNITY BANK, KINDERHOOK, NY \$10,000,000
GREENE COUNTY COMMERCIAL BANK, CATSKILL, NY \$15,000,000
KEY BANK, N.A., AMSTERDAM BRANCH, AMSTERDAM, NY \$10,000,000
NYCLASS (New York Cooperative Liquid Assest Securities System) \$20,000,000

FURTHER RESOLVED, that said depositories shall give good and sufficient collateral as prescribed by law, as security for the amount so deposited in said depository, the amount thereof to be at least equal to the amount hereby authorized to be deposited by said bank on behalf of the County Treasurer shall also be approved as to the amount by the County Treasurer; and

FURTHER RESOLVED, that such designated depositories may execute their own undertaking and deposit on behalf of the County Treasurer outstanding unmatured bonds or other obligation of the United States of America, the State of New York, or of any County, Town, Village or School District in the State of New York, to the amount on deposit, less the amount certified by the depository as covered by insurance under the Federal Depositor Insurance Act as pursuant to Section 212, Subdivision 6 of the County Law of the State of New York, subject to approval of said County Attorney and said County Treasurer.

RESOLUTION VOTE, passed with Aye(8). Legislator Wilson was absent. (1/2/2024)

Statement of Legislative and Financial Impact:

I. Nature of Request:

DESIGNATING DEPOSITORIES FOR COUNTY FUNDS IN THE NAME OF THE COUNTY TREASURER DURING 2024 AND FIXING MAXIMUM AMOUNTS WHICH MAY BE KEPT ON DEPOSIT THEREIN AT ANY ONE TIME

II. Justification:

Pursuant to the Montgomery County Charter Article 2.04 (n)

III. Legislative Impact:

Pursuant to the Montgomery County Charter Article 2.04 (n)

IV. Financial Impact:

There is no financial impact - organizational resolution

RESOLUTION NO. 6 of 2024

DATED: 1/2/2024

Resolution by Legislator: Kelly
Seconded by Legislator: Pepe

RESOLUTION DELEGATING ERRONEOUS ASSESSMENT CORRECTION APPROVAL AUTHORITY TO COUNTY AUDITOR FOR 2024

WHEREAS, the Montgomery County Legislature is authorized annually to delegate an official responsible for the payment of bills upon the audit of the appropriate municipal corporation, and the power to approve the correction of the tax rolls and bills, where said correction does not exceed \$2,500 and to cover tax credits/refunds, in an amount less than \$2,500; and

WHEREAS, the Montgomery County Legislature chooses to delegate this power to the County Auditor; and

WHEREAS, the Director of Real Property maintains responsibility for investigating each Erroneous Assessment application and for making recommendations regarding said applications.

NOW THEREFORE BE IT RESOLVED, that the Montgomery County Legislature chooses to delegate the power to approve the correction of the tax rolls and tax bills, where said correction does not exceed \$2,500, and to cover tax credits/refunds, in an amount less than \$2,500, to the County Auditor; and

BE IT FURTHER RESOLVED, that the Montgomery County Legislature retains the authority to determine action regarding all instances in which said Director of Real Property recommends application denial and in all instances where a recommended correction exceeds \$2,500; and

BE IT FURTHER RESOLVED, when the Director of Real Property makes a recommended correction that does not exceed \$2,500, the Director of Real Property shall transmit the written Report of Investigation to the County Auditor, together with both copies of the application; and

BE IT FURTHER RESOLVED, when the County Auditor makes a recommendation to deny a correction that is recommended by the Director of Real Property , they shall transmit to the Montgomery County Legislature the written Report of Investigation and the recommendation of the Director of Real Property with copies of the application and the reason that the County Auditor is denying the correction; and

BE IT FURTHER RESOLVED, that the County Auditor shall submit a report of corrections processed during the preceding month, indicating the name of each recipient, the location of the property and the monetary amount of the correction to the Montgomery County Legislature on or before the fifteenth day of each month.

RESOLUTION VOTE, passed with Aye(8). Legislator Wilson was absent. (1/2/2024)

Statement of Legislative and Financial Impact:

I. Nature of Request:

DELEGATING ERRONEOUS ASSESSMENT CORRECTION APPROVAL AUTHORITY TO THE COUNTY AUDITOR FOR 2024

II. Justification:

Real Property Tax Law Sections 554 & 556 allow the delegating of approval of corrections under \$2,500 to an official

III. Legislative Impact:

Real Property Tax Law Sections 554 & 556 allow the delegating of approval of corrections under \$2,500 to an official

IV. Financial Impact:

Delegating the approval of corrections under \$2,500 to an official

OTHER

There was no other business.

ADJOURNMENT

MOTION TO ADJOURN by Legislator Kelly, seconded by Legislator Kowalczyk, passed with Aye(8). .

Chairman Sweet adjourned the meeting at 8:40 AM.

Respectfully submitted,

Patricia Beck
Clerk of the Montgomery County
Legislature