

S. 7057

A. 10183

S E N A T E - A S S E M B L Y

March 10, 2010

IN SENATE -- Introduced by Sen. FARLEY -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government

IN ASSEMBLY -- Introduced by M. of A. BUTLER -- read once and referred to the Committee on Cities

AN ACT to amend chapter 148 of the laws of 2001, relating to authorizing the city of Gloversville and the town of Johnstown to enter into certain cooperative agreements, in relation to such agreements

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 Section 1. Chapter 148 of the laws of 2001, relating to authorizing
2 the city of Gloversville and the town of Johnstown to enter into certain
3 cooperative agreements, as amended by chapter 303 of the laws of 2009,
4 is amended to read as follows:
5 Section 1. Notwithstanding any other provision of law to the contrary,
6 the city of Gloversville and the town of Johnstown are hereby authorized
7 and empowered to enter into agreements with each other whereby [the city
8 may agree and commit to provide water and other services, including
9 sewer, to properties in the town and, in exchange,] the city and town
10 may agree and commit to share all or a specified part of the [resulting]
11 property tax, sales tax and any other specified taxes generated from
12 [such properties]: (A) PROPERTIES IN THE TOWN FOR WHICH THE CITY HAS
13 AGREED TO PROVIDE WATER AND OTHER SERVICES; AND (B) PROPERTIES ANNEXED
14 FROM THE TOWN INTO THE CITY.
15 S 2. Any such agreement, or any amendments to the agreement, must be
16 approved by each municipality by a majority vote of the voting strength
17 of its governing body. At least thirty days prior to voting on any such
18 agreement or amendments to the agreement, each municipality shall hold a
19 public hearing on the proposal.
20 S 3. When any service to be provided TO PROPERTIES IN THE TOWN
21 involves an independent municipal corporation, the agreement shall also
22 require the participation and approval of such municipal corporation by
23 a majority vote of the voting strength of its governing body.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
[] is old law to be omitted.

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1 S 4. Any such agreement shall:
2 (i) establish a process for entering into an agreement between the
3 city and the town for identifying and determining the affected proper-
4 ties or boundaries;
5 (ii) identify the types of taxes to be shared;
6 (iii) specify the percentage of tax revenues that each municipality
7 shall receive, or otherwise establish a formula or other means for
8 determining the amount of tax revenues each municipality shall receive;
9 (iv) specify the process and method of collecting and sharing such tax
10 revenues; and
11 (v) address any other matters as determined to be necessary or appro-
12 priate by the city and town.
13 S 5. This act shall take effect immediately.
14 S 2. This act shall take effect immediately, and shall apply to any
15 properties subject to annexation after April 1, 2010.