



SPECIAL MEETING
TOWN BOARD
TOWN OF OSSINING
MUNICIPAL BUILDING
16 CROTON AVENUE-1ST FLOOR BOARD ROOM
OSSINING, NEW YORK

MAY 3, 2016
9:00 P.M.

SUPERVISOR
Dana Levenberg

COUNCILMEMBERS
Karen M. D'Attore Elizabeth R. Feldman
Kim L. Jeffrey Northern Wilcher, Jr.

I. CALL TO ORDER – PLEDGE OF ALLEGIANCE – ROLL CALL

The Special Meeting of the Town Board of the Town of Ossining was held on May 3, 2016 in the Municipal Building, 16 Croton Avenue, 1st Floor Board Room in Ossining. The meeting was called to order at 7:30 p.m. by Supervisor Dana Levenberg. Members of the Board present were: Councilmembers Kim Jeffrey Northern Wilcher, Elizabeth Feldman and Karen D'Attore. Also present were Town Counsel Steven Silverberg, Christie Tomm Addona and Budget Officer Madeline Zachacz.

II. ANNOUNCEMENTS

III. PUBLIC COMMENT ON AGENDA ITEMS

IV. BOARD RESOLUTIONS

A. Taxes-In Rem Foreclosure-Re-appointment

Councilmember Wilcher moved and it was seconded by Councilmember D'Attore that the following be approved:

Resolved, that the Town Board of the Town of Ossining hereby appoints Mark S. Tulis, Esq. of Oxman, Tulis, Kirkpatrick, Whyatt & Geiger LLP, 220 White Plains Road, Tarrytown, New York as Special Counsel to conduct In Rem foreclosure proceedings upon the unpaid tax liens appearing in the 2015 list of delinquent taxes, and to file the 2016 list of delinquent taxes. Compensation to Mr. Tulis shall be in accordance with his letter to the Town of Ossining dated April 20th, 2016.

Motion Carried: Unanimously

B. Taxes-Foreclosure 2015 Title Search

Councilmember Wilcher moved and it was seconded by Councilmember D'Attore that the following be approved:

Resolved, that the Town Board of the Town of Ossining hereby authorizes Robin Goldsand of the RG Agency to perform the title and lien searches required in connection with the 2015 list of delinquent taxes in preparation for In Rem foreclosure proceedings at a fee of \$200 per parcel, and to prepare documents for the closing of properties that have been auctioned.

Motion Carried: Unanimously

C. Mortgage Recording Tax Re-Distribution: Request for Home Rule Legislation

Councilmember Feldman moved and it was seconded by Councilmember D'Attore that the following be TABLED:

Whereas, the Town of Ossining receives a revenue from Westchester County known as the Mortgage Recording Tax, which is collected by the County when a purchase of property occurs in the Town that requires a mortgage; and

Whereas, the Mortgage Recording Tax is allocated to the Village of Ossining, Village of Briarcliff Manor and Town of Ossining based on assessment and in a manner consistent with New York State Law, with the portion paid to the Town being apportioned to the Town General Fund, which goes to pay Town-wide expenses, and none allocated to the funds payable solely to the Unincorporated Area of the Town; and

Whereas, the Town Board has considered the unique conditions of taxing jurisdictions in Ossining and has concluded that the Unincorporated Town should receive its proportionate share of this revenue based on assessment, which is calculated to be roughly 20% of the realized Mortgage Recording revenue currently being allocated to the Town General Fund;

Now, therefore be it Resolved that the Town Board of the Town of Ossining directs the Supervisor to submit a request for Home Rule Legislation to permit this redistribution to be effective at the start of the budget year following the year in which this legislation is adopted by the New York State Legislature and becomes law.

**Motion Carried: TABLED 3-1-0
Ayes: Wilcher, D’Attore & Levenberg
Nays: Jeffrey
Abstain: Feldmen**

V. ADJOURNMENT –EXECUTIVE SESSION-CONTRACTS & PERSONNEL

At 9:55 P.M., Councilmember Wilcher moved and it was seconded by Councilmember Feldman that the Special Meeting be adjourned.

Motion Carried: Unanimously

At 11:20 P.M., Councilmember Feldman moved and it was seconded by Councilmember Wilcher to leave Executive Session

At 11:21P.M., Councilmember Wilcher moved and it was seconded by Councilmember Feldman that the Executive Session be adjourned.

Approved:

**_____
Mary Ann Roberts Village Clerk**