
STATE OF NEW YORK
COUNTY OF SCHENECTADY

THE MINUTES

of a Special Meeting of the Schenectady County Legislature held April 25, 2022
7:00 p.m. at Legislative Chambers Schenectady County Office Building, 620
State Street, Schenectady, New York

April 25, 2022

The invocation was given by the Clerk of the Legislature.

Pledge of Allegiance

The Pledge of Allegiance was led by Legislator Fields.

Reading of the Notice of Special Meeting

Chair instructed the Clerk to read the Notice of Special Meeting

PLEASE TAKE NOTICE that pursuant to Subdivision three of section 2.03 of Article II of the Administrative Code of the County of Schenectady there is hereby called a Special Meeting of the County Legislature by the Clerk thereof, at the direction of Chair Anthony Jasenski, Sr., to wit:

THERE SHALL BE a Special Meeting of the Schenectady County Legislature on Monday, April 25, 2022 at 7:00 p.m. by the call of Chair Anthony Jasenski, Sr. in the Legislative Chambers, Schenectady County Office Building, 620 State Street, Schenectady, NY for the consideration of a resolution electing a cents per gallon rate of sales and compensating use taxes on motor fuel and diesel motor fuel, in lieu of the percentage rate of such taxes pursuant to the authority of Article 29 of the Tax Law of the State of New York.

SPECIAL MEETING

Chairman Jasenski called the Special Meeting of the Schenectady County Legislature to order and instructed the Clerk to call the roll.

The Clerk called the roll.

Present:	12	(Fields, Ruzzo, Pratt, McGill, Ostrellich, Frisoni, Cuomo, Hughes, Jasenski, Hess, McGarry, McDonald)
Absent:	3	(Constantine, Gatta, Patierne)
Excused:	0	
Vacant:	0	

Resolutions**RESOLUTION 68-22**

Sponsored by the Committee on Rules:

A RESOLUTION OF THE LEGISLATURE OF THE COUNTY OF SCHENECTADY ELECTING A CENTS PER GALLON RATE OF SALES AND COMPENSATING USE TAXES ON MOTOR FUEL AND DIESEL MOTOR FUEL, IN LIEU OF THE PERCENTAGE RATE OF SUCH TAXES PURSUANT TO THE AUTHORITY OF ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK

Be It Enacted by the Legislature of the County of Schenectady, as follows:

SECTION 1. Resolution No. 148 of 1988, is amended by adding a new Section 4-B to read as follows:

Section 4-B. Cents per gallon rate of sales and compensating use taxes on motor fuel and diesel motor fuel.

Notwithstanding any provision of this enactment to the contrary, in lieu of the percentage rate of sales and compensating use taxes imposed on receipts from the retail sale of and consideration given or contracted to be given for, or for the use of, motor fuel and diesel motor fuel, such taxes shall be imposed at a rate of cents per gallon of such motor fuel or diesel motor fuel, in the matter prescribed by subdivision (m) of Section 1111 of the New York Tax Law, provided that, for the purposes of calculating the cents per gallon rate of tax, such receipts or consideration shall be limited to two dollars per gallon of either such fuel. Provided that, if the average price of such fuels changes as described in such subdivision (m) of Section 111 of the Tax Law, the Commissioner of Taxation and Finance shall adjust the cents per gallon tax rate on such fuels in the manner prescribed in such subdivision (m) of Section 1111 of the Tax Law.

SECTION 2. This Resolution shall take effect June 1, 2022 and shall expire and be deemed repealed on March 1, 2023.

4/25/2022: *Reported from the Committee on Rules (R34)*
4/25/2022: *Adopted by the County Legislature*

Ayes: 11.9485 (Cuomo, Fields, Frisoni, Hess, Hughes, Jasenski,
McDonald, McGarry, McGill, Ostrelich, Pratt, Ruzzo)
Nays: 0.0000
Absent: 3.0515 (Constantine, Gatta, Patierne)
Abstain: 0.0000
Excused: 0.0000

Adjournment

On the motion of Legislator Hughes, seconded by Legislator Ostrelich without objection, the regular meeting was adjourned.