

STATE OF NEW YORK

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SENATE - ASSEMBLY

January 23, 2017

34

PART BBB

35 Section 1. County-wide shared services property tax savings plan. 1.
36 Notwithstanding the provisions of the municipal home rule law, the
37 alternative county government law, or any other general, special or
38 local law to the contrary, the chief executive officer of each county
39 outside of a city of one million or more shall prepare a property tax
40 savings plan for shared, coordinated and efficient services among the
41 county, cities, towns and villages within such county.

42 Such plan may include school districts, boards of cooperative educa-
43 tional services, and special improvement districts within such county if
44 the school district, board of cooperative educational services, or
45 special improvement district has a representative on the shared services
46 panel.

47 2. a. There shall be a shared services panel in each county consisting
48 of the chief executive officer of the county, who shall serve as chair,
49 and one representative from each city, town, and village in the county.

50 b. The chief executive officer of each town, city and village shall be
51 the representative to the shared services panel and shall be the mayor,
52 if a city or a village, or shall be the supervisor, if a town.

53 c. The chief executive officer of the county may invite any school
54 district, any board of cooperative educational services, and/or any
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1 special improvement district in the county to participate in the coun-
2 ty-wide shared services property tax savings plan. Upon such invitation,
3 the governing body of such school district, board of cooperative educa-
4 tional services, and/or a special improvement district may accept such
5 invitation by selecting a representative of such governing body, by
6 majority vote, to serve as a member of the shared services panel.

7 d. In the development of the county-wide shared services property tax
8 savings plan, the chief executive officer of the county shall regularly
9 consult with, and take recommendations from, all the representatives of
10 the shared services panel, as well as with and from the representative
11 of each collective bargaining unit of the county and the cities, towns,
12 and villages as well as from the representative of each collective
13 bargaining unit of any participating school district, board of cooper-
14 ative educational services and special improvement district.

15 3. Public input, as well as input from civic, business, labor, and
16 community leaders, shall be accepted by the chief executive officer, the
17 county legislative body and the shared services panel on the proposed
18 county-wide shared services property tax savings plan. To facilitate
19 such input, three or more public hearings shall be arranged to be held
20 within the county. All such public hearings shall be conducted prior to
21 the submission of the county-wide shared services property tax savings

22 plan to a vote of the shared services panel, and public notice of all
23 such hearings shall be provided at least one week prior in the manner
24 prescribed in subdivision 1 of section 104 of the public officers law.
25 Civic, business, labor, and community leaders, as well as members of the
26 public, shall be permitted to provided public testimony at any such
27 hearings.

28 4. a. Such property tax savings plan shall contain new recurring prop-
29 erty tax savings through actions such as, but not limited to, the elimi-
30 nation of duplicative services; shared services, such as joint purchas-
31 ing, shared highway equipment, shared storage facilities, shared plowing
32 services, and energy and insurance purchasing cooperatives; reduction in
33 back office administrative overhead; and better coordination of
34 services.

35 b. The chief executive officer of the county shall submit such proper-
36 ty tax savings plan to the county legislative body no later than August
37 first, two thousand seventeen. Such property tax savings plan shall be
38 accompanied by a certification as to the accuracy of the savings
39 contained therein.

40 c. The county legislative body shall review and consider the county-
41 wide shared services plan submitted to it in accordance with paragraph b
42 of this subdivision. A majority of the members of such body may issue an
43 advisory report making recommendations as deemed necessary. The chief
44 executive officer may make modifications to the plan based on such
45 recommendations. If modifications are made by the chief executive offi-
46 cer, he or she shall produce an updated certification as to the accuracy
47 of the savings contained therein.

48 d. The county shared services panel shall consider the county-wide
49 shared services tax savings plan. A majority vote of the panel shall be
50 required for approval of such plan, provided however that each member of
51 the panel may, prior to the panel-wide vote, cause to be removed from
52 the plan any proposed action that affects the unit of local government
53 represented by the respective member. Written notice of such removal
54 shall be provided to the chief executive officer of the county prior to
55 the panel-wide vote on the plan.

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1 e. If a county does not achieve an approved county-wide shared
2 services property tax savings plan by the deadlines required for 2017,
3 then it shall release to the public a report on the proposal, the vote
4 of the panel which vote shall require each panel member, in writing to
5 state the reason for such vote. The county shall then follow the same
6 procedures defined in this section to attempt to produce an approved
7 county-wide shared services property tax savings plan by the deadlines
8 required for 2018.

9 5. a. Upon approval of the shared services panel, the chief executive
10 officer of the county shall finalize the county-wide shared services
11 property tax savings plan and shall transmit to the director of the
12 division of the budget a certification of the plan and its property tax
13 savings plan. The chief executive officer of the county shall finalize
14 any such approved county-wide shared services property tax savings plan
15 no later than September fifteenth, two thousand seventeen, and any such
16 plan shall be publicly disseminated to residents of the county in a
17 concise, clear, and coherent manner using words with common and everyday
18 meanings.

19 b. The beginning of the plan publicly disseminated shall contain the
20 information and shall be in the form set forth hereinbelow:

21 County-wide Shared Services Property Tax Savings Plan Summary

22	Row 1	Participating Cities	(insert number of cities in the
23			county as well as the number and list
24			of such cities with a representative
25			on the panel who voted on such plan)
26	Row 2	Participating Towns	(insert number of towns in the county
27			as well as the number and list of
28			such towns with a representative
29			on the panel who voted on such plan)
30	Row 3	Participating Villages	(insert number of villages in the
31			county as well as the number and list of
32			such villages with a representative
33			on the panel who voted on such plan)
34	Row 4	Participating school	(insert number of school districts,
35		districts, BOCES, and	BOCES, and special improvement
36		special improvement	districts in the county as
37		districts	well as the number and list of
38			such school districts, BOCES, and
39			special improvement districts
40			with a representative on the
41			panel who voted on such plan)
42	Row 5	2017 Local	(insert sum total of property
43		Government property	taxes levied in the year
44		taxes	2017 by the county, cities, towns,
45			villages, school districts,
46			BOCES, and special improvement
47			districts within such county)
48	Row 6	2017 Participating	(insert sum total of property
49		Entities property	taxes levied in the year 2017 by the
50		taxes	county, any cities, towns, villages,
51			school districts, BOCES, and
52			special improvements districts
53			identified as participating in
54			the panel in rows one through
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1			four above)
2	Row 7	Total Anticipated	(insert sum total of net
3		Savings	savings in such plan certified
4			as being anticipated in calendar
5			year 2018, calendar year 2019,
6			and annually thereafter)
7	Row 8	Anticipated Savings	(insert sum total of net
8		as a Percentage of	savings in such plan
9		Participating	certified as being anticipated
10		Entities property	in calendar year 2018 as a
11		taxes	percentage of the sum total in
12			Row 6, calendar year 2019
13			as a percentage of the sum total
14			in Row 6, and annually
15			thereafter as a percentage of the
16			sum total in Row 6)
17	Row 9	Anticipated	(insert the amount of the
18		Savings to the	savings that the average
19		Average Taxpayer	taxpayer in the county
20			will realize in calendar year

21 2018, calendar year 2019,
 22 and annually thereafter if the
 23 net savings certified
 24 in the plan are realized)
 25 Row 10 Anticipated (insert the percentage amount a
 26 Costs/Savings to homeowner can expect his or her
 27 the Average property taxes to increase or
 28 Homeowner decrease in calendar year 2018,
 29 calendar year 2019, and
 30 annually thereafter if
 31 the net savings certified in the
 32 plan are realized)
 33 Row 11 Anticipated (insert the percentage amount a
 34 Costs/Savings to business can expect its property
 35 the Average taxes to increase or decrease in
 36 Business calendar year 2018, calendar year
 37 2019, and annually thereafter if
 38 the net savings certified in the
 39 plan are realized)

40 c. The chief executive officer of the county shall conduct a public
 41 presentation of the plan no later than October 15, 2017. Public notice
 42 of such public presentation shall be provided at least one week prior in
 43 the manner prescribed in subdivision 1 of section 104 of the public
 44 officers law.

45 d. Any such finalized property tax savings plan which would have the
 46 effect of transferring or abolishing a function or duty of the county or
 47 of the cities, towns, villages, districts or other units of government
 48 wholly contained in the county, shall not become operative unless and
 49 until it is approved in accordance with subdivision (h) of section one
 50 of article nine of the state constitution.

51 6. a. If the county-wide property tax savings plan shall fail to
 52 obtain the approval of the shared services panel, voting on the plan in
 53 accordance with this section, the chief executive officer of the county
 54 shall resubmit such plan to the shared services panel, in accordance
 55 with the procedures established for first consideration of the plan
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1 outlined by this section, no later than August first, two thousand eigh-
 2 teen.

3 b. Any proposed county-wide shared services property tax savings plan
 4 prepared for reconsideration by the shared services panel, shall follow
 5 the same procedures prescribed in this section for original consider-
 6 ation in two thousand seventeen. No county-wide shared services property
 7 tax savings plan shall be deemed approved, or may be finalized, without
 8 approval of such plan by the shared services panel.

9 c. If the shared services panel approves the proposed county-wide
 10 shared services property tax savings plan for 2018, the chief executive
 11 officer of the county shall finalize any such approved county-wide
 12 shared services property tax savings plan no later than September
 13 fifteenth, two thousand eighteen, and any such plan shall be publicly
 14 disseminated to residents of the county in a concise, clear, and coher-
 15 ent manner using words with common and everyday meanings.

16 d. The beginning of the plan publicly disseminated shall contain the
 17 information and shall be in the form set forth hereinbelow:

18 County-wide Shared Services Property Tax Savings Plan Summary

19 Row 1 Participating Cities (insert number of cities in the

20			county as well as the number
21			and list of such cities with
22			a representative on the
23			panel who voted on such plan)
24	Row 2	Participating Towns	(insert number of towns in the
25			county as well as the number
26			and list of such towns with
27			a representative on the
28			panel who voted on such plan)
29	Row 3	Participating Villages	(insert number of villages in the
30			county as well as the number
31			and list of such villages with
32			a representative on the
33			panel who voted on such plan)
34	Row 4	Participating school	(insert number of school
35		districts, BOCES, and	districts, BOCES, and special
36		special improvement	improvement
37		districts	districts in the county
38			as well as the number
39			and list of such school districts,
40			BOCES, and special improvement
41			districts with a representative
42			one the panel who voted on
43			such plan)
44	Row 5	2018 Local Government	(insert sum total of property taxes
45		property	levied in the year 2018 by the
46		taxes	county, cities, towns, villages,
47			school districts, BOCES, and
48			special improvement districts
49			within such county)
50	Row 6	2018 Participating	(insert sum total of property taxes
51		Entities property	levied in the year 2018 by the
52		taxes	county, any cities, towns, villages,
53			school districts, BOCES,
54			and special improvement districts
55			identified as participating
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1			in the panel in
2			rows one through four above)
3	Row 7	Total Anticipated	(insert sum total of net savings in
4		Savings	such plan certified as being
5			anticipated in calendar year 2019,
6			calendar year 2020, and annually
7			thereafter)
8	Row 8	Anticipated Savings	(insert sum total of net savings in
9		as a Percentage	such plan certified as being
10		of Participating	anticipated in calendar year 2019
11		Entities property	as a percentage of the
12		taxes	sum total in Row 6, calendar
13			year 2020 as a percentage of the
14			sum total in Row 6, and annually
15			thereafter as a percentage
16			of the sum total in Row 6)
17	Row 9	Anticipated Savings	(insert the amount of
18		to the Average	the savings that the average
19		Taxpayer	taxpayer in the county will

20 realize in calendar year 2019,
 21 calendar year 2020, and
 22 annually thereafter if the net
 23 savings certified in the plan
 24 are realized)

25 Row 10 Anticipated (insert the percentage amount a
 26 Costs/Savings to homeowner can expect his or her
 27 the Average property taxes to increase or
 28 Homeowner decrease in calendar year
 29 2019, calendar year

30 2020, and annually thereafter if
 31 the net savings certified in the
 32 plan are realized)

33 Row 11 Anticipated (insert the percentage amount a
 34 Costs/Savings to business can expect its property
 35 the Average taxes to increase or decrease in
 36 Business calendar year 2019, calendar year
 37 2020, and annually thereafter if
 38 the net savings certified in the
 39 plan are realized)

40 e. The chief executive officer of the county shall conduct a public
 41 presentation of the plan no later than October 15, 2018. Public notice
 42 of such public presentation shall be provided at least one week prior in
 43 the manner prescribed in subdivision 1 of section 104 of the public
 44 officers law.

45 f. Any such finalized property tax savings plan which would have the
 46 effect of transferring or abolishing a function or duty of the county or
 47 of the cities, towns, villages, districts or other units of government
 48 wholly contained in the county, shall not become operative unless and
 49 until it is approved in accordance with subdivision (h) of section one
 50 of article nine of the state constitution.

51 7. For the purposes of this part "chief executive officer" means the
 52 county executive, county manager or other chief executive of the county,
 53 or where none, the chair of the county legislative body.

54 8. Each county plan may be eligible for one-time funding to match
 55 savings in such plan, subject to available appropriation. The secretary
 56 of state shall develop an application, approved by the director of the
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1 budget, with any necessary requirements to receive such matching fund-
 2 ing. Savings that are actually and demonstrably realized by the partic-
 3 ipating local governments are eligible for matching funding. For actions
 4 that are a part of an approved plan finalized in 2017, savings from new
 5 actions implemented on or after January 1, 2018 are eligible for match-
 6 ing funding. For actions that are a part of an approved plan finalized
 7 in 2017, savings achieved from January 1, 2018 through December 31, 2018
 8 are eligible for matching funding. For actions that are a part of an
 9 approved plan finalized in 2018, savings from new actions implemented on
 10 or after January 1, 2019 are eligible for matching funding. For actions
 11 that are a part of an approved plan finalized in 2018, savings achieved
 12 from January 1, 2019 through December 31, 2019 are eligible for matching
 13 funding. Only net savings between local governments for each action
 14 would be eligible for matching funding. Savings from internal efficien-
 15 cies or any other actions taken by a local government without the
 16 participation of another local government are not eligible for matching
 17 funding. Each county and all of the local governments within the county
 18 that are part of any action to be implemented as part of the approved

19 plan must collectively apply for the matching funding and agree on the
20 distribution and use of any matching funding in order to qualify for
21 matching funding.

22 9. Where the implementation of any component of such finalized proper-
23 ty tax savings plan is, by any other general or special law, subject to
24 a public hearing, a mandatory or permissive referendum, consents of
25 governmental agencies, or other requirements applicable to the making of
26 contracts, then implementation of such component shall be conditioned on
27 compliance with such requirements.

28 10. If any clause, sentence, paragraph, subdivision, section or part
29 of this act shall be adjudged by any court or competent jurisdiction to
30 be invalid, such judgment shall not affect, impair, or invalidate the
31 remainder thereof, but shall be confined in its operation to the clause,
32 sentence, paragraph, subdivision, section or part thereof directly
33 involved in the controversy in which such judgment shall have been
34 rendered. It is hereby declared to be the intent of the legislature that
35 this act would have been enacted if such invalid provisions had not been
36 included herein.

37 § 2. School district and board of cooperative educational services
38 participation in county-wide shared services property tax savings plans.
39 Notwithstanding any provision of the education law, or any other
40 provision of law, rule or regulation, to the contrary, any school
41 district or board of cooperative educational services may participate in
42 a county-wide shared services property tax savings plan established
43 pursuant to the provisions of this chapter, and may further participate
44 in any of the activities listed in paragraph a of subdivision 4 of
45 section one of this act with any participating county, town, city,
46 village, special improvement district, school district and/or board of
47 cooperative educational services participating in such county-wide
48 shared services property tax saving plan.

49 § 3. This act shall take effect immediately.