

**RESOLUTION NO. 275 -2011, AUTHORIZING THE COUNTY CLERK TO FILE AN APPLICATION FOR ADDITIONAL STATE MORTGAGE TAX REIMBURSEMENT**

**WHEREAS**, Section 262 of the NEW YORK TAX LAW allows the County Clerk to receive all necessary expenses, as approved and allowed by the New York State Tax Commission, by retention from mortgage proceeds actually collected; and

**WHEREAS**, the Suffolk County Clerk's Office has sought and retrieved mortgage tax reimbursement in the amount of \$1,692,455.00 for 2009-2010; and

**WHEREAS**, the County Clerk's basic expenses in collecting mortgage tax has increased; and

**WHEREAS**, the County Clerk's Office collected \$90,122,585.00 in mortgage tax in 2010 compared to \$ 98,445,126.00 collected in 2009; and

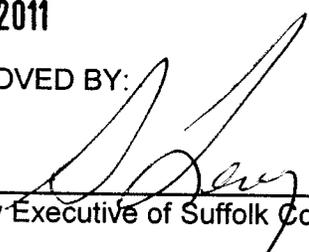
**WHEREAS**, the Suffolk County Clerk is now entitled to retain annually from the mortgage tax collected which moneys could be utilized to offset budgetary shortfalls or tax increases in the County Operating Budget; and

**WHEREAS**, the County Clerk, has determined that her Office is eligible to retain \$1,692,455.00 of mortgage tax collected to offset expenses in her office; now, therefore be it

**1<sup>st</sup> RESOLVED**, that the Suffolk County Clerk is hereby authorized, empowered, and directed, pursuant to Section 18-2 of the SUFFOLK COUNTY CHARTER, to file an application with the New York State Commissioner of Taxation and Finance, for additional funding in the amount of \$1,692,455.00 that the County of Suffolk may be entitled to as a result of actual collection of the New York State mortgage tax proceeds by the Suffolk County Clerk's Office, as set forth in Exhibit "A" attached hereto and made part hereof.

DATED: **MAR 22 2011**

APPROVED BY:

  
\_\_\_\_\_  
County Executive of Suffolk County

Date: **APR 04 2011**

**EXHIBIT "A"**

**2011**

**MORTGAGE TAX COST ANALYSIS  
NON PERSONNEL COSTS**

I.	Support Costs - Data Processing Total Data Processing Costs - \$ 732,408 38% Attributable	\$ 278,315
II.	General Office Supplies Total - \$104,763 38% Attributable	\$ 39,810
III.	Postage 41,863 Mortgages at 1.51	\$ 63,213
IV.	Service and Maintenance of Equipment Total - \$ 130,815 38% Attributable	\$ 49,710
V.	Rental of Office Space 6,174 Square Feet \$20.00 per Square Foot	\$ 123,480
	<b>SUB TOTAL</b>	<b>\$554,528</b>

**MORTGAGE TAX PERSONNEL COSTS**

Total costs include 30% for Fringe Benefits  
See attached Personnel Cost Analysis

**SUB TOTAL \$ 1,137,927**

**TOTAL MORTGAGE TAX COSTS \$ 1,692,455**

2011

Jan-11

PERSONNEL COSTS

TITLE	ANNUAL SALARY	2010 OVERTIME	% OF TIME PER ANNUM	SALARY APPLIED TO MORTGAGE TAX	FRINGE BENEFITS	TOTAL MTG TAX SALARIES
<u>MANAGEMENT</u>						
COUNTY CLERK	\$177,570		20%	\$35,514	\$11,838	\$47,352.00
CHIEF DEPUTY	\$138,095		20%	\$27,619	\$9,206	\$36,825.33
OFFICIAL EXAM OF TITLE	\$97,301		60%	\$58,381	\$19,460	\$77,840.80
DIRECTOR OF OPTICAL IMAGING	\$119,120		25%	\$29,780	\$9,927	\$39,706.67
<u>MORTGAGE TAX DEPT/ACCOUNTING</u>						
OFFICIAL EXAM OF TITLE	\$75,246		80%	\$60,197	\$20,066	\$80,262.40
SENIOR AUDITOR	\$69,557		80%	\$55,646	\$18,549	\$74,194.13
MORTGAGE CLERK	\$55,436	\$7,625.96	80%	\$50,450	\$16,817	\$67,266.09
CLERK TYPIST	\$38,524		80%	\$30,819	\$10,273	\$41,092.27
ACCOUNT CLERK	\$35,182		80%	\$28,146	\$9,382	\$37,527.47
<u>RECORDING DEPT</u>						
SENIOR DEPUTY	\$78,509		60%	\$47,105	\$15,702	\$62,807.20
HEAD CLERK	\$62,666	\$2,975.28	75%	\$49,231	\$16,410	\$65,641.28
SENIOR CLERK TYPIST	\$47,528	\$966.96	60%	\$29,097	\$9,699	\$38,795.97
SENIOR CLERK TYPIST	\$42,151		60%	\$25,291	\$8,430	\$33,720.80
SENIOR CLERK TYPIST	\$38,445		60%	\$23,067	\$7,689	\$30,756.00
SENIOR CLERK TYPIST	\$42,151	\$3,012.60	60%	\$27,098	\$9,033	\$36,130.88
SENIOR CLERK TYPIST	\$40,899	\$781.20	60%	\$25,008	\$8,336	\$33,344.16
SENIOR CLERK TYPIST	\$40,899	\$2,076.79	60%	\$25,785	\$8,595	\$34,380.63
SENIOR CLERK TYPIST	\$40,899	\$2,910.81	60%	\$26,286	\$8,762	\$35,047.85
SENIOR CLERK TYPIST	\$40,899	\$542.50	60%	\$24,865	\$8,288	\$33,153.20
SENIOR CLERK TYPIST	\$36,201		60%	\$21,721	\$7,240	\$28,960.80
SENIOR CLERK	\$43,561	\$2,611.75	60%	\$27,704	\$9,235	\$36,938.20
SENIOR CLERK TYPIST	\$35,105	\$53.40	60%	\$21,095	\$7,032	\$28,126.72
SENIOR CLERK TYPIST	\$35,105	\$75.43	60%	\$21,108	\$7,036	\$28,144.34
CLERK TYPIST	\$27,170		60%	\$16,302	\$5,434	\$21,736.00
CLERK TYPIST	\$27,170		60%	\$16,302	\$5,434	\$21,736.00
CLERK TYPIST	\$27,170		60%	\$16,302	\$5,434	\$21,736.00
<u>MAIL ROOM</u>						
COURIER	\$43,430	\$4,210.43	55%	\$26,202	\$8,734	\$34,936.32
LABORER	\$36,461	\$167.67	20%	\$7,326	\$2,442	\$9,767.65
TOTAL BEFORE ADJUSTMENT						\$1,137,927
GRAND TOTAL						\$1,137,927.15

SUFFOLK COUNTY  
County Legislature  
RIVERHEAD, NY



*This is to Certify That I,* TIM LAUBE, Clerk of the County Legislature of the County of Suffolk, have compared the foregoing copy of resolution with the original resolution now on file in this office, and which was duly adopted by the County Legislature of said County on March 22, 2011 and that the same is a true and correct transcript of said resolution and of the whole thereof.

*In Witness Whereof, I* have hereunto set my hand and the official seal of the County Legislature of the County of Suffolk.

*Tim Laube*

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Clerk of the Legislature

Intro. Res.

1245

Res. No.

275

March 22, 2011

**Motion:**

Romaine, Schneiderman, Browning, Muratore,  
Eddington, Montano, Cilmi, Lindsay, Viloría-Fisher, Barraga,  
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

**Co-Sponsors:**

Romaine, Schneiderman, Browning, Muratore,  
Eddington, Montano, Cilmi, Lindsay, Viloría-Fisher, Barraga,  
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

**Second:**

Romaine, Schneiderman, Browning, Muratore,  
Eddington, Montano, Cilmi, Lindsay, Viloría-Fisher, Barraga,  
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

LD	Legislator	Yes	No	Abs	NP	R
1	Edward P. ROMAINE					
2	Jay H. SCHNEIDERMAN					
3	Kate M. BROWNING					
4	Thomas MURATORE					
6						
7	Jack EDDINGTON					
9	Ricardo MONTANO					
10	Thomas CILMI					
11	Thomas F. BARRAGA					
12	John M. KENNEDY, JR.					
13	Lynne C. NOWICK					
14	Wayne R. HORSLEY					
15	DuWayne GREGORY					
16	Steven H. STERN					
17	Lou D'AMARO					
18	Jon COOPER					
5	Vivian VILORIA-FISHER, D.P.O.					
8	William J. LINDSAY, P.O.					
	Totals	17				

MOTION
<input checked="" type="checkbox"/> Approve
___ Table: _____
___ Send To Committee
___ Table Subject To Call
___ Lay On The Table
___ Discharge
___ Take Out of Order
___ Reconsider
___ Waive Rule ___
___ Override Veto
___ Close
___ Recess
APPROVED <input checked="" type="checkbox"/> FAILED ___
No Motion ___      No Second ___

RESOLUTION DECLARED
<input checked="" type="checkbox"/> ADOPTED
___ NOT ADOPTED

*Tim Laube*

Tim Laube, Clerk of the Legislature

Roll Call \_\_\_ Voice Vote