

May 3, 1999

Operations Committee: 4-12-99

RESOLUTION NO. 170-99

**ADOPTING LOCAL LAW A (NO. 1) FOR THE YEAR 1999
AUTHORIZING THE COUNTY CLERK TO CHARGE
A FEE FOR PROCESSING OVERPAYMENTS**

By Ms. Baxter, Chair, Operations Committee

WHEREAS, the St. Lawrence County Clerk has requested to increase the fee for the processing of overpayments, and

WHEREAS, the St. Lawrence County Board of Legislators held a public hearing on May 3, 1999,

NOW, THEREFORE, BE IT RESOLVED that the St. Lawrence County Board of Legislators hereby adopts Local Law A (No. 1) for the year 1999, and

BE IT FURTHER RESOLVED that any previous resolutions or local laws to the contrary are specifically rescinded.

**LOCAL LAW A (NO. 1) FOR THE YEAR 1999
AUTHORIZING THE COUNTY CLERK TO CHARGE
A FEE FOR PROCESSING OVERPAYMENTS**

BE IT ENACTED by the Board of Legislators of St. Lawrence County as follows:

1. The St. Lawrence County Clerk is hereby authorized and empowered to charge a fee of not more than ten dollars (\$10.00) for processing overpayments received by him and to charge more than ten dollars (\$10.00) with permission of the person recording the documents or his/her attorney.
2. This fee shall be deposited to the credit of the general fund of the County of St. Lawrence.
3. This local law shall take effect on the date that it is filed with the Secretary of State.

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Ms. Baxter moved to adopt Resolution No. 170-99, seconded by Mr. Lacy. Mr. Nichols said he will be voting against this resolution. He has found out that there are other counties that refund overages. The question he asked is if we have to hold up the filing and the answer is no. He said we in government are put here by the people and he thinks that due to the incorrect adding up of charges for filing we should not be keeping the amount that is overpaid. This is a matter of principal. It is not our money and we should not keep it; it should be returned to the person who paid too much. Resolution No. 170-99 was adopted by a roll call vote with fourteen (14) yes votes and one (1) no vote (Nichols).