

OGDENSBURG CITY SCHOOL DISTRICT
OGDENSBURG, NEW YORK

SUBJECT: Resolution to Approve an Increase to the Budget to Pay the Tax Certiorari Claim by A.G. Energy, LP

DATE: May 9, 2016

REASON FOR BOARD CONSIDERATION:

At the April 18th Board of Education meeting the Ogdensburg City School District settled the Tax Certiorari claim with A.G. Energy by agreeing to reduce the assessment from \$3,500,000 to \$500,000 for the 2012-13 school year. The 2012-13 Tax Certiorari Reserve was funded to support most of the claim but did not include all the penalty added. We should increase the Budget for the Appropriated Reserves revenue code 5999.001 by \$80,562.67, (which is the amount we had reserved on the claim) and increase the Refund of Property Taxes budget status expense code 1964-400 by \$80,562.67 to pay for most of the claim. The balance of the claim (the penalty) can be paid for out of this year's budget and a budget transfer of \$3,980.64 will be done at a later date.

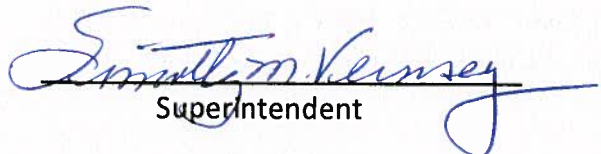
FACTS AND ANALYSIS:

The Board of Education can fund a tax certiorari reserve fund to refund taxes of the current year in tax certiorari proceedings (Education Law §3651, Sub.1a, 3a). Monies not expended for tax certiorari proceedings must be returned to the general fund before the 1st day of the fourth fiscal year after deposit.

RECOMMENDED ACTION:

Moved by _____ and supported by _____, that having the recommendation of the Superintendent of Schools, the Board of Education of the Ogdensburg City School District does hereby increase the budget for revenue code 5999.001 by \$80,562.67 and increase the expense code 1964-400 by \$80,562.67 this 9th day of May, 2016.

APPROVED FOR PRESENTATION TO THE BOARD:


Superintendent

TMV/jrs