

July 14, 2011

FINANCE & MANAGEMENT COMMITTEE
REPORT NO. 10

ALL MEMBERS PRESENT.

1. RESOLVED, the following items are hereby received and filed:

- a. COMM. 4E-26 (2011)
MILLER-WILLIAMS: "Copy of Letter from Executive Director of Buffalo & EC Public Library Concerning Disbursement of Designated Funds"
(6-0)
- b. COMM. 14D-3 (2011)
COMPTROLLER'S OFFICE: "Review of Calculations Supporting Payments to Former RPT Employees as a Result of Settlement"
(6-0)
- c. COMM. 14M-3 (2011)
EC AUDIT COMMITTEE: "Copy of Report of EC Audit Committee on RFP Process to Select & Contract with Independent External County Auditor"
(6-0)
- d. COMM. 15E-1 (2011)
COMPTROLLER: "Copy of Report on Apportionment & Distribution of Net Collections from Local 4.75% Sales & Compensating Use Tax for the Months March, April & May 2011"
(6-0)
- e. COMM. 15D-1 (2011)
DIRECTOR OF BUDGET & MANAGEMENT: "Copy of Budget Monitoring Report for Period Ending 5/31/2011"
(6-0)

2. COMM. 8D-3 (2010)
EC REAL PROPERTY TAX SERVICES AS AMENDED
WHEREAS, the Erie County Director of Real Property Tax Services has received applications for corrected tax billings and / or refunds for taxes previously paid in accordance with New York State Real Property Tax Law sections 554 and 556; and

WHEREAS, the Director has investigated the validity of such applications (see attached listing).

NOW, THEREFORE, BE IT

RESOLVED, that petitions numbered 211173 through 211185, inclusive be hereby approved or denied based upon the recommendation of the Director of Real Property Tax Services and be charged back to the applicable towns and/or cities.

| | | | |
|--------------------|------------------|------------------|-------------------------|
| FISCAL YEAR | 2008 | Petition No. | 211,173.00 |
| | ASSESSOR | Refund | \$598.97 |
| S-B-L | 53.79-3-53.1 | 146489 TONAWANDA | |
| | Acct. No. 112 | \$0.00 | County |
| | Acct. No. 132 | \$598.97 | Town/SpecialDist/School |
| <u>Charge To :</u> | 146489 TONAWANDA | \$598.97 | \$598.97 |
| | Relevy School | \$598.97 | 146401 KEN-TON |

UNION FREE

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION
REFUND TO BE ISSUED TO: PAUL & EILEEN DECK

| | | | |
|--------------------|------------------|------------------|-------------------------|
| FISCAL YEAR | 2009 | Petition No. | 211,174.00 |
| | ASSESSOR | Refund | \$590.22 |
| S-B-L | 53.79-3-53.1 | 146489 TONAWANDA | |
| | Acct. No. 112 | \$0.00 | County |
| | Acct. No. 132 | \$590.22 | Town/SpecialDist/School |
| <u>Charge To :</u> | 146489 TONAWANDA | \$590.22 | \$590.22 |
| | Relevy School | \$590.22 | 146401 KEN-TON |

UNION FREE

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION
REFUND TO BE ISSUED TO: PAUL & EILEEN DECK

| | | | |
|-------------|----------|--------------|------------|
| FISCAL YEAR | 2010 | Petition No. | 211,175.00 |
| | ASSESSOR | Refund | \$561.18 |

S-B-L 53.79-3-53.1 146489 TONAWANDA

| | | |
|--------------------|------------------|-------------------------|
| Acct. No. 112 | \$0.00 | County |
| Acct. No. 132 | \$561.18 | Town/SpecialDist/School |
| <u>Charge To :</u> | 146489 TONAWANDA | \$561.18 |
| | Relevy School | 146401 KEN-TON |

UNION FREE

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION
 REFUND TO BE ISSUED TO: PAUL & EILEEN DECK

| | | | |
|-------------|----------|--------------|------------|
| FISCAL YEAR | 2009 | Petition No. | 211,176.00 |
| | ASSESSOR | Refund | \$650.00 |

S-B-L 285.00-1-23.1 142889 BRANT

| | | |
|--------------------|---------------|-------------------------|
| Acct. No. 112 | \$0.00 | County |
| Acct. No. 132 | \$650.00 | Town/SpecialDist/School |
| <u>Charge To :</u> | 142889 BRANT | \$650.00 |
| | Relevy School | 145801 NORTH |

COLLINS CENT

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION
 REFUND TO BE ISSUED TO: JOANNE E MAHONEY

| | | | |
|-------------|----------|--------------|------------|
| FISCAL YEAR | 2010 | Petition No. | 211,177.00 |
| | ASSESSOR | Refund | \$129.66 |

S-B-L 285.00-1-23.1 142889 BRANT

| | | |
|--------------------|--------------|-------------------------|
| Acct. No. 112 | \$70.00 | County |
| Acct. No. 132 | \$59.66 | Town/SpecialDist/School |
| <u>Charge To :</u> | 142889 BRANT | \$59.66 |

RPTL 550(2): FAILED TO APPLY A VETERANS EXEMPTIN
 REFUND TO BE ISSUED TO: JOANNE E MAHONEY

| | | | |
|-------------|----------|--------------|------------|
| FISCAL YEAR | 2010 | Petition No. | 211,178.00 |
| | ASSESSOR | Refund | \$588.29 |

S-B-L 285.00-1-23.1 142889 BRANT

| | | |
|--------------------|---------------|-------------------------|
| Acct. No. 112 | \$0.00 | County |
| Acct. No. 132 | \$588.29 | Town/SpecialDist/School |
| <u>Charge To :</u> | 142889 BRANT | \$588.29 |
| | Relevy School | 145801 NORTH |

COLLINS CENT

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION
 REFUND TO BE ISSUED TO: JOANNE E MAHONEY

| | | | |
|-------------|----------|--------------|------------|
| FISCAL YEAR | 2011 | Petition No. | 211,179.00 |
| | ASSESSOR | Refund | \$124.50 |

S-B-L 285.00-1-23.1 142889 BRANT

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|--------------------|--------------|-------------------------|
| Acct. No. 112 | \$70.04 | County |
| Acct. No. 132 | \$54.46 | Town/SpecialDist/School |
| <u>Charge To :</u> | 142889 BRANT | \$54.46 |

RPTL 550(2): FAILED TO APPLY A VETERANS EXEMPTION
 REFUND TO BE ISSUED TO: JOANNE E MALONEY

| | | | |
|-------------|----------|--------------|------------|
| FISCAL YEAR | 2011 | Petition No. | 211,180.00 |
| | ASSESSOR | Cancel | \$255.87 |

S-B-L 69.17-4-28 142201 WILLIAMSVILLE

| | | |
|---------------------|----------------------|-------------------------|
| Acct. No. 112 | \$0.00 | County |
| Acct. No. 132 | \$255.87 | Town/SpecialDist/School |
| 22015 VILLAGE SEWER | \$50.00 | |
| <u>Charge To :</u> | 142201 WILLIAMSVILLE | \$205.87 |

Relevy Village \$205.87 Village of
 WILLIAMSVILLE
 RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED TO THE TAX ROLL
 NEW TAX BILL TO BE ISSUED TO: PATRICIA J GERBER

FISCAL YEAR 2010 Petition No. 211,181.00
 ASSESSOR Refund \$190.34

S-B-L 250.14-3-17 144489 EVANS

Acct. No. 112 \$35.81 County
 Acct. No. 132 \$154.53 Town/SpecialDist/School
 44020 ANGOLA-EVANS FIRE PROTECT \$11.92
 44070 ERIE CO SEW DST 2 \$8.33
 44071 ERIE CO SEWER EX1 \$80.00
 52002 2009 COMM COLLEGE \$-0.74
Charge To : 144489 EVANS \$55.02

RPTL 550(2): DUPLICATE PARCEL UNDER DIFFERENT SBL NUMBER
 REFUND TO BE ISSUED TO: DAVID P & BETH ANN RAMMACHER

FISCAL YEAR 2011 Petition No. 211,182.00
 ASSESSOR Refund \$191.49

S-B-L 250.14-3-17 144489 EVANS

Acct. No. 112 \$35.67 County
 Acct. No. 132 \$155.82 Town/SpecialDist/School
 44020 ANGOLA-EVANS FIRE PROTECT \$10.91
 44070 ERIE CO SEW DST 2 \$8.47
 44071 ERIE CO SEWER EX1 \$80.00
Charge To : 144489 EVANS \$56.44

RPTL 550(2): DUPLICATE PARCEL UNDER DIFFERENT SBL NUMBER
 REFUND TO BE ISSUED TO: DAVID P & BETH ANN RAMMACHER

FISCAL YEAR 2009 Petition No. 211,183.00
 ASSESSOR Refund \$106.30

S-B-L 250.14-3-17 144489 EVANS

Acct. No. 112 \$0.00 County
 Acct. No. 132 \$106.30 Town/SpecialDist/School
Charge To : 144489 EVANS \$106.30
 Relevy School \$106.30 144401 LAKE SHORE

CENTRAL

RPTL 550(2): DUPLICATE PARCEL UNDER DIFFERENT SBL NUMBER
 REFUND TO BE ISSUED TO: DAVID P & BETH ANN RAMMACHER

FISCAL YEAR 2010 Petition No. 211,184.00
 ASSESSOR Refund \$109.01

S-B-L 250.14-3-17 144489 EVANS

Acct. No. 112 \$0.00 County
 Acct. No. 132 \$109.01 Town/SpecialDist/School
Charge To : 144489 EVANS \$109.01
 Relevy School \$109.01 144401 LAKE SHORE

CENTRAL

RPTL 550(2): DUPLICATE PARCEL UNDER DIFFERENT SBL NUMBER
 REFUND TO BE ISSUED TO: DAVID P & BETH ANN RAMMACHER

FISCAL YEAR 2011 Petition No. 211,185.00
 ASSESSOR Refund \$41.20

S-B-L 235.19-4-10 144401 ANGOLA

Acct. No. 112 \$0.00 County
 Acct. No. 132 \$41.20 Town/SpecialDist/School
Charge To : 144401 ANGOLA \$41.20

Relevy Village \$41.20 Village of ANGOLA
RPTL 550(2): FAILED TO APPLY A COLD WAR VETERANS EXEMPTION
REFUND TO BE ISSUED TO: KEVIN T & JOANNE M SCHUH

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Director of Real Property Tax Services.
(6-0)

3. COMM. 15E-9 (2011)
COUNTY EXECUTIVE AS AMENDED

WHEREAS, the several non-city school districts lying within the County of Erie have adopted their school budgets for the current school year, determined the amount thereof to be raised by real property tax and fixed their school tax rates, said budgets, amounts and rates having been certified to and filed with the Real Property Tax Services Department of Erie County; and

WHEREAS, the Director for said Real Property Tax Services Department will spread and extend said school tax amounts, at the school tax rates certified to him, against the taxable real property appearing on the respective school assessment rolls.

NOW, THEREFORE, BE IT

RESOLVED, that there is hereby levied and assessed upon the taxable real property appearing on the school assessment rolls for the respective school districts the amounts to be raised by school taxes, as spread and extended by the Director of the Real Property Tax Services Department, which amounts shall be collected from the persons and corporations liable therefore in accordance with and pursuant to the provisions of the statutes in such cases made and provided; and be it further

RESOLVED, that the Chairman and the Clerk of the Legislature are hereby directed to execute in the name and under the seal of the County of Erie, and to annex to the respective school district tax rolls as they are compiled by the Director of the Real Property Tax Services Department, a good and sufficient warrant, addressed to the proper tax collecting officials, commanding them to collect such school district taxes in accordance with applicable law; and be it further

RESOLVED, that the Director of the Real Property Tax Services Department is hereby directed to deliver such school district tax rolls and warrants to such tax collecting officials to be acted upon in accordance with applicable law; and be it further

RESOLVED, that each and every act of the Director for the Real Property Tax Services Department in connection with the foregoing is hereby ratified and confirmed; and be it further

RESOLVED, The Clerk of the Legislature is hereby directed to cause such non-city school district budgets, tax rates and resolutions to be printed in the journal of the proceedings of the Legislature; and be it further

RESOLVED that certified copies of this resolution be forwarded to the County Executive, County Attorney, County Comptroller, Director of Budget and Management, and Director of Real Property Tax Services.
(6-0)

4. COMM. 15E-15 (2011)
COUNTY EXECUTIVE

WHEREAS, the Spaulding Fibre Site in the City of Tonawanda is a remediated former abandoned factory and brownfield site; and

WHEREAS, the City of Tonawanda, the County of Erie, the Erie County Industrial Development Agency, the New York State Department of Environmental Conservation, the New York State Empire State Development Corporation and National Grid have been working to abate asbestos, demolish dilapidated buildings and remediate environmental problems at the 900,000 square foot facility, 47-acre site; and

WHEREAS, the 900,000 square foot factory has been demolished, the 47-acre site has been remediated to restricted residential standards and the City of Tonawanda has taken title to the property; and

WHEREAS, the construction of an access road and utilities into the site is necessary to create a "shovel ready" site; and

WHEREAS, Erie County has allocated \$1,120,000 in its approved 2011 Capital Budget for a road and infrastructure for the Spaulding Commerce Park site; and

WHEREAS, it is necessary for Erie County to have an ownership interest in the property where the Capital Budget expenditures will occur.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter contracts with the City of Tonawanda to accept ownership of the right-of-way; and be it further

RESOLVED, that the County Executive is authorized to enter contracts with the City of Tonawanda to accept ownership of the roadway and all infrastructure to be constructed within the right-of-way; and be it further

RESOLVED, that the County Executive is authorized to enter into agreements to transfer \$1,120,000 in Erie County Capital Budget funds to the City of Tonawanda for right of way acquisition, construction and acquisition of all roads and infrastructure at the Spaulding Commerce Park site; and be it further

RESOLVED, that authorization to enter into any contracts or agreements is contingent upon authorization of the 2011 Bond Sale; and be it further

RESOLVED, that this Authorization take effect immediately; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send certified copies of this resolution to the County Executive; the Director of the Division of Budget and Management; the Comptroller; the Commissioner of the Department of Environment and Planning; and the County (6-0)

BARBARA MILLER-WILLIAMS
CHAIR