

March 14, 2013

FINANCE & MANAGEMENT COMMITTEE
REPORT NO. 4

ALL MEMBERS PRESENT, EXCEPT LEGISLATORS MILLS & HARDWICK.
CHAIR GRANT PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 4E-1 (2013)
COUNTY EXECUTIVE: "2013-2016 Revised EC Four-Year Financial Plan"
(4-0)
 - b. COMM. 4E-2 (2013)
COMPTROLLER: "Response to the Revised 2013-2016 Four-Year Plan"
(4-0)
 - c. COMM. 4M-15 (2013)
ECFSA: "Analysis of EC Revised Four Year Plan"
(4-0)
 - d. INTRO 5-3 (2013)
MILLS, RATH, DIXON, HARDWICK & LORIGO: "Requesting Changes to Capital Borrowing for 2013"
(4-0)
 - e. COMM. 5E-2 (2013)
COMPTROLLER: "Letter to Legislator Hogues Concerning Recent Audit Regarding FEMA as it Relates to Reimbursements from the "October Surprise Storm" in 2006"
(4-0)
 - f. COMM. 5D-3 (2013)
DIRECTOR OF BUDGET & MANAGEMENT: "Letter to Legislature Concerning Reduction in 2013 Capital Borrowing for Construction Projects"
(4-0)
2. COMM. 1D-7 (2012)
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 212336 through 212354, 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	2013	Petition No.	212,336.00	
	ASSESSOR	Cancel	\$63,396.77	
S-B-L	133.35-1-30	2400 Seneca St	146800 WEST SENECA	
		Acct. No. 112	\$0.00	County
		Acct. No. 132	\$63,396.77	Town/SpecialDist/School
	68265 ECSAN SWR #6	\$63,396.77		
<u>Charge To :</u>		146800 WEST SENECA		\$0.00

Incorrect special district charge
New tax bill to be issued

FISCAL YEAR	2012	Petition No.	212,337.00	
	ASSESSOR	Refund	\$414.00	
S-B-L	40.15-7-20	230 Willow Ridge	142289 AMHERST	
		Acct. No. 112	\$0.00	County
		Acct. No. 132	\$414.00	Town/SpecialDist/School
<u>Charge To :</u>		142289 AMHERST	\$414.00	\$414.00
		Relevy School	\$414.00	142207 SWEET HOME

CENTRAL

Failed to apply basic STAR exemption
Refund to be issued to Daniel F. Keefe

FISCAL YEAR	2013	Petition No.	212,338.00
	ASSESSOR	Cancel	\$688.68
S-B-L	54.29-1-17	2324 Parker Blvd	146489 TONAWANDA
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$688.68	Town/SpecialDist/School
<u>Charge To :</u>	146489 TONAWANDA		\$688.68

Incorrect special district charge.
 New tax bill to be issued to: WNY Holdings & Land LLC
 Attn: Richard LaBarba

FISCAL YEAR	2013	Petition No.	212,339.00
	ASSESSOR	Cancel	\$361.91
S-B-L	331.00-1-13.1	13669 Jennings Rd	143689 COLLINS
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$361.91	Town/SpecialDist/School
<u>Charge To :</u>	143689 COLLINS		\$361.91
	Relevy School	\$361.91	143801 SPRING-

GRIFFITH

School relevy incorrectly applied. School taxes had been paid.
 New bill to be issued to: Peter Waterman.

FISCAL YEAR	2013	Petition No.	212,340.00
	ASSESSOR	Cancel	\$143.77
S-B-L	21.00-2-14.12	105 Greenbush Rd	145689 NEWSTEAD
	Acct. No. 112	\$96.99	County
	Acct. No. 132	\$46.78	Town/SpecialDist/School
	56019 NEWSTEAD FIRE PROTECT	\$21.75	
<u>Charge To :</u>	145689 NEWSTEAD		\$25.03

Failed to apply Agric Exem
 New bill to be issued to: Kelly A. Kelkenberg

FISCAL YEAR	2013	Petition No.	212,341.00
	ASSESSOR	Cancel	\$198.72
S-B-L	86.00-1-39.11	Dorsch Rd	145689 NEWSTEAD
	Acct. No. 112	\$124.83	County
	Acct. No. 132	\$73.89	Town/SpecialDist/School
	56010 WATER TANK	\$5.78	
	56019 NEWSTEAD FIRE PROTECT	\$27.99	
<u>Charge To :</u>	145689 NEWSTEAD		\$40.12

Failed to apply Agric Exemption
 New Bill to be issued to: James H. Kidder

FISCAL YEAR	2013	Petition No.	212,342.00
	ASSESSOR	Cancel	\$105.54
S-B-L	47.11-4-8	87 John St.	145601 AKRON
	Acct. No. 112	\$83.89	County
	Acct. No. 132	\$21.65	Town/SpecialDist/School
<u>Charge To :</u>	145601 AKRON		\$21.65

Failed to apply Vet exemption
 New tax bill to be issued to: Barbara J and Charles V Kopp

FISCAL YEAR	2013	Petition No.	212,343.00
	ASSESSOR	Cancel	\$80.84
S-B-L	47.19-3-23.1	2 Sylvan Pkwy	145601 AKRON

	Acct. No. 112	\$64.27	County
	Acct. No. 132	\$16.57	Town/SpecialDist/School
<u>Charge To :</u>	145601 AKRON		\$16.57

Failed to apply Vet Exemption
 New bill to be issued to: Ronald and Donna Hatcher

FISCAL YEAR	2013	Petition No.	212,344.00
	ASSESSOR	Cancel	\$98.22

S-B-L 32.00-1-39.121 11081 Crego Rd 145689 NEWSTEAD

	Acct. No. 112	\$64.26	County
	Acct. No. 132	\$33.96	Town/SpecialDist/School
	56019 NEWSTEAD FIRE PROTECT	\$14.41	
<u>Charge To :</u>	145689 NEWSTEAD		\$19.55

Failed to apply Vet Exemption
 New tax bill to be issued to: Frederick H & Reith Ann M Green

FISCAL YEAR	2012	Petition No.	212,345.00
	ASSESSOR	Refund	\$91.76

S-B-L 42.04-1-47 120 Muegel Rd No 142289 AMHERST

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$91.76	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST		\$91.76
	Relevy School	\$91.76	142203

WILLIAMSVILLE CENT

Property should be wholly exempt
 Refund to be issued to: Mario DiCristofaro

FISCAL YEAR	2012	Petition No.	212,346.00
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ASSESSOR	Cancel	\$91.76
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S-B-L 42.04-1-47 120 Muegel Rd No 142289 AMHERST

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$91.76	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST		\$91.76
	Relevy School	\$91.76	142203

WILLIAMSVILLE CENT

Property should be wholly exempt
 New tax bill to be issued to: Town of Amherst

FISCAL YEAR	2013	Petition No.	212,347.00
	ASSESSOR	Refund	\$70.94

S-B-L 42.04-1-47 120 Muegel Rd 142289 AMHERST

	Acct. No. 112	\$25.88	County
	Acct. No. 132	\$45.06	Town/SpecialDist/School
	22030 EAST AMHERST FD	\$3.09	
	22575 CONS SEWER B/CSSD	\$1.34	
	22745 EC CONS DRAIN DIST/CDD	\$17.20	
<u>Charge To :</u>	142289 AMHERST		\$23.43

Property should be wholly exempt
 Refund to be issued to: Mario DiCristofaro

FISCAL YEAR	2013	Petition No.	212,348.00
	ASSESSOR	Cancel	\$70.94

S-B-L 42.04-1-47 120 Muegel Rd 142289 AMHERST

	Acct. No. 112	\$25.88	County
	Acct. No. 132	\$45.06	Town/SpecialDist/School
	22030 EAST AMHERST FD	\$3.09	

22575 CONS SEWER B/CSSD \$1.34
 22745 EC CONS DRAIN DIST/CDD \$17.20
Charge To : 142289 AMHERST \$23.43

Property should be wholly exempt
 New tax bill to be issued to: Town of Amherst

FISCAL YEAR 2012 Petition No. 212,349.00
 ASSESSOR Refund \$442.76

S-B-L 68.10-4-3 48 Sedgemoor Ct 142289 AMHERST
 Acct. No. 112 \$242.90 County
 Acct. No. 132 \$199.86 Town/SpecialDist/School
Charge To : 142289 AMHERST \$199.86

Failed to apply disabled vet exemption
 Refund to be issued to James and Nanci Alonzo

FISCAL YEAR 2012 Petition No. 212,350.00
 ASSESSOR Cancel \$204.19

S-B-L 47.11-2-46 2 Pearl St 145601 AKRON
 Acct. No. 112 \$170.07 County
 Acct. No. 132 \$34.12 Town/SpecialDist/School
Charge To : 145601 AKRON \$34.12

Failed to apply aged exemption
 New tax bill to be issued to: David Diorio

FISCAL YEAR 2013 Petition No. 212,351.00
 ASSESSOR Cancel \$148.53

S-B-L 60.00-2-59.1 12474 MAIN ST 145689 NEWSTEAD
 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$148.53 Town/SpecialDist/School
Charge To : 145689 NEWSTEAD \$148.53

Incorrect special district charge
 New tax bill to be issued to Patricia Demblewski-Pinski

FISCAL YEAR 2013 Petition No. 212,352.00
 ASSESSOR Refund \$99.91

S-B-L 152.16-1-4 66 Faahs Rd 146089 ORCHARD PARK
 Acct. No. 112 \$99.91 County
 Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 146089 ORCHARD PARK \$0.00

Failed to apply low income senior exemption
 Refund to be issued to Spiro and Mary Mastoras

FISCAL YEAR 2011 Petition No. 212,353.00
 ASSESSOR Refund \$495.00

S-B-L 347.00-2-9.22 8863 Caise Rd 143889 CONCORD
 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$495.00 Town/SpecialDist/School
Charge To : 143889 CONCORD \$495.00
 Relevy School \$495.00 143801 SPRING-

GRIFFITH

Failed to apply basic STAR exemption
 Refund to be issued to Kelly and Matthew Allard

FISCAL YEAR	2012	Petition No.	212,354.00
	ASSESSOR	Refund	\$505.00
S-B-L	347.00-2-9.22	8863 Chaise Rd	143889 CONCORD
	Acct. No. 112		\$0.00 County
	Acct. No. 132		\$505.00 Town/SpecialDist/School
<u>Charge To :</u>	143889 CONCORD		\$505.00
	Relevy School		\$505.00 143801 SPRING-

GRIFFITH

Failed to apply basic STAR exemption
Refund to be issued to Kelly and Matthew Allard

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Director of Real Property Tax Services.
(4-0)

3. **COMM. 5E-13 (2013)**
COUNTY EXECUTIVE

WHEREAS, the Department of Public Works and Division of Budget and Management have been reviewing capital projects and have identified a number of projects where work has been completed and are ready to wholly or partially close; and

WHEREAS, Section 165 of the State of New York Local Finance Law requires that in the event any portion of the proceeds of bonds is not expended for the object or purpose for which such obligations were issued, such portion shall be applied only to the payment of principal of and interest on such obligations; and

WHEREAS, on October 11, 2012, the Legislature approved Comm. 16E-5, a request from the administration to close 54 dormant capital accounts and to transfer available balances to close underfunded projects and the Adopted 2013 Budget includes budget resolution number 85 which closes a large number of inactive capital accounts and memorializes the County's intention to close other dormant accounts in 2014-2016; and

WHEREAS, based on a review by the Division of Budget and Management, the Department of Public Works and the County Comptroller's Office, a balance totaling \$5,910,693 is available for closing with the savings to be available in the County's 2014-2022 fiscal years.

NOW, THEREFORE, BE IT

RESOLVED, that authorization is hereby provided to wholly or partially close the following 56 capital projects in Funds 420, 410, and 480 and to transfer available funds to Fund 310 Debt Service, to be utilized to pay principal of and interest on obligations issued to finance the cost of such capital projects in 2014-2022 and to transfer \$5,910,693 of the balance to enable their closure as shown in the below schedule:

Fund	WBS Element	Project Name	Total transfer
410	A.00020	00 ECSD #5 SP Lake	\$113.69
410	A.00084	03 Hazmat Building	\$3,844.61
410	A.00085	03 Masterplan for Jail Management	\$136,426.04
410	A.00096	Emery Park Water Lines - Phase III	\$6,906.88
410	A.00333	08 Roof Replacement Holding Center	\$286,639.45
410	D.09103	03 Cap Lab & Tech Equip- Countywide	\$1,225,746.22
420	B.00018	01 COMO PARK BLVD.(CR523)DES	\$1,254.61
420	B.00022	01 N.FRENCH RD.(CR299) DESIG	\$2,090.23
420	B.00045	02 BULLIS RD BRIDGE RECONST	\$5,260.43
420	B.00046	02 HALL RD BRG RECONSTRUCTIO	\$9,134.59
420	B.00048	02 UNANTIC RD & BR COSTS-DES	\$534.45
420	B.00152	06 KENMORE AVE DESIGN	\$25,579.84
420	B.00161	2006 Rapids Road/Beeman Cree	\$3,689.38
420	B.00162	2006 Mill Street/Catt Creek	\$2,508.81
420	B.00167	'07 Road Reconstruction Proj	\$5,745.56
420	B.00176	07 Harris Hill @Wehrle&Pleas	\$93,585.25
420	B.00177	07 Seneca St Br Reconstructi	\$129,138.74
420	B.00178	07 Cemetery Rd Br Reconstruc	\$116,628.44
420	B.00208	2008 Pavement Rd Br Design -	\$6,860.49
420	B.00209	2008 Cedar St Br Design - 57	\$24,213.52
420	B.00212	2008 Rapids Rd Br Design - 5	\$12,106.75
420	B.00213	2008 Lake Avenue Br Design -	\$8,071.17
420	B.00214	2008 Abbott Rd Br Design - 5	\$6,456.94
420	B.00215	2008 Freeman Rd Br ROW - 575	\$766.75
420	B.11010	2011 Abbott Rd Br Design-Fed	\$57,561.86

420	B.11011	2011 Pavement Rd Br Design-F	\$25,383.18
420	B.11014	2011 Harris Hill Intersectio	\$11,992.05
420	B.11015	2011 Colvin Signals Design-F	\$11,992.05
420	B.11016	2011 Seneca St Br ROW-Fed Ai	\$799.47
420	B.11018	2011 Mill St Br ROW-Fed Aid	\$3,997.36
420	B.11019	2011 Harris Hill Intersectio	\$7,994.71
420	B.11020	2011 Maple Rd Intersections	\$2,478.37
420	B.11021	2011 Colvin Signals ROW-Fed	\$7,994.71
420	B.20903	2009 Parkview Rd. Bridge-Con	\$273,681.79
420	B.20904	2009 Cemetery Road Bridge -	\$249,883.47
420	B.20906	2009 Freeman Road Bridge - R	\$4,035.59
420	B.20908	2009 Pavement Road Bridge-RO	\$120,542.97
420	B.20912	2009 Freeman Road Bridge-Des	\$52,462.63
420	B.20914	2009 Mill St Bridge - Design	\$64,569.39
420	B.20915	2009 Pavement Rd Bridge - De	\$17,353.02
420	B.20925	09 Greiner/ Shimmerville Intersection	\$192,679.57
420	B.20927	2009 Youngs/Aero Intersectio	\$200,615.11
420	B.20928	2009 North Forest Rd-Constru	\$702,961.88
420	B.20929	2009 Pavement Road Bridge-Co	\$120,814.00
420	B.20931	2009 Seneca St Bridge-Constr	\$69,568.16
420	B.20933	2009 Clarence Center Rd Brid	\$83,481.77
420	B.20934	2009 Elmwood Avenue 5757.87-	\$105,444.27
420	B.20936	2009 Rapids Road Bridge-Desi	\$71,186.00
420	B.21003	2010 Como Park Blvd Construc	\$48,535.91
420	B.21006	2010 Maple Rd Intersection C	\$493,958.12
420	B.21009	2010 Seneca St Bridge Constr	\$448,957.24
420	B.21010	2010 Pavement Rd Bridge Cons	\$264,520.74
420	B.21012	2010 Elmwood Avenue Signals	\$12,942.91
420	B.21014	2010 Cedar St Bridge Design	\$45,300.19
420	B.21015	2010 Pavement Rd Bridge Desi	\$14,763.01
480	E.00041	98 ECC North Spring Student Center	\$8,939.62
		Total	\$5,910,693.96

RESOLVED, that certified copies of this resolution be transmitted to the County Executive, County Comptroller, Director of Budget and Management, County Attorney, Erie County bond counsel M. Cornelia Cahill at the law firm Hiscock & Barclay, LLP and Commissioner of Public Works.
(4-0)

**TIMOTHY R. HOGUES
CHAIR**

and be it further

RESOLVED, that authorization is hereby provided to the Division of Budget and Management and the Comptroller's Office to make any and all budgetary and financial entries required to implement these transfers and funds utilization; and be it further