

NOVEMBER 13, 2008

FINANCE & MANAGEMENT COMMITTEE
REPORT NO. 12

ALL MEMBERS PRESENT, EXCEPT LEGISLATORS GRANT AND MILLS. CHAIR MARINELLI
PRESENT AS EX-OFFICIO MEMBER.

- 1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 10E-21 (2008)
COUNTY EXECUTIVE: Appointment of Erie County Budget Director
(4-0)
 - b. INTRO 13-7 (2008)
RANZENHOFER, MILLS & RATH: Supporting the Taxpayer Empowerment and Accountability Plan
(4-0)
 - c. COMM. 19E-1 (2008)
COMPTROLLER: EC Cash Position - Need for Expeditious Closing of RAN
(4-0)
 - d. COMM. 19E-8 (2008)
COMPTROLLER: Letter to ECFSA Requesting Authorization to Issue RAN
(4-0)
 - e. COMM. 19E-10 (2008)
COMPTROLLER: Certificate of Determination Relative to \$75 Million RAN
(4-0)
 - f. COMM. 19M-7 (2008)
NYS BOARD OF REAL PROPERTY SERVICES: Certification of County Equalization Rates for 2008 Assessment Rolls for Municipalities in EC
(4-0)
 - g. COMM. 19M-15 (2008)
BUFFALO PLACE: 2009 Mall District Special Charge Levy
(4-0)

- h. COMM. 21E-1 (2008)
COMPTROLLER: 4.75% Sales & Compensating Use Tax Apportionment/Distribution for June through August, 2008
(4-0)
- i. COMM. 21E-2 (2008)
COMPTROLLER: County of Erie Federal Financial Assistance Audit Report for 2007
(4-0)
- j. COMM. 21E-5 (2008)
COMPTROLLER: 2009 Proposed Budget Estimates
(4-0)
- k. COMM. 21E-6 (2008)
COMPTROLLER: Review of Preliminary Expenditures/Revenues for the Proposed 2009 EC Budget
(4-0)
- l. COMM. 21E-9 (2008)
COMPTROLLER: Erie County Sales Tax Collections
(4-0)
- m. COMM. 21D-5 (2008)
DIRECTOR OF BUDGET & MANAGEMENT: Response Letter to Comptroller Concerning 2009 Proposed Budget Estimates
(4-0)
- n. COMM. 21M-5 (2008)
ERIE COUNTY FISCAL STABILITY AUTHORITY: Copies of Resolution Passed at Meeting Held 9/29/08
(4-0)
- o. COMM. 22D-4 (2008)
DIRECTOR OF BUDGET & MANAGEMENT: Public Nursing Home Supplemental Medicaid Upper Payment Limit
(4-0)

p. COMM. 22D-7 (2008)
OFFICE OF VETERANS SERVICES: Letter to Legislator Konst Concerning Tentative 2009 EC Budget (4-0)

q. COMM. 22M-13 (2008)
ASSOCIATION OF ERIE COUNTY GOVERNMENTS: Copy of Certified Resolution Concerning Restoration of Funding for Cooperative Extension 4H and EC Soil & Water Conservation District (4-0)

r. COMM. 22M-15 (2008)
TOWN OF NEWSTEAD: Copy of Resolution Supporting Restoration of Funding for EC Soil & Water Conservation District & Cooperative Extension (4-0)

s. COMM. 22M-19 (2008)
ERIE COUNTY FARM BUREAU INC.: Letter to Legislator Reynolds Concerning Resolutions Passed at Annual Farm Bureau Membership Meeting (4-0)

2. COMM. 19D-2 (2008)
COUNTY EXECUTIVE 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 208293 through 208313, 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.	208,293.00
	ASSESSOR	Cancel	\$1,171.78
S-B-L	272.01-1-25	145889 NORTH COLLINS	

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,171.78	Town/SpecialDist/School
<u>Charge To :</u>	145889 NORTH COLLINS	\$1,171.78	\$1,171.78
	Relevy School	\$1,171.78	144001 EDEN CENTRAL

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED
NEW TAX BILL TO BE ISSUED TO: SUZANNE M PULK

FISCAL YEAR	2008	Petition No.	208,294.00
	ASSESSOR	Cancel	\$983.50
S-B-L	143.07-2-5	146800 WEST SENECA	

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$983.50	Town/SpecialDist/School
<u>Charge To :</u>	146800 WEST SENECA	\$983.50	\$983.50
	Relevy School	\$983.50	146801 WEST SENECA

CENT

RPTL 550(2): FAILED TO APPLY A ENHANCED STAR
NEW TAX BILL TO BE ISSUED TO: SOPHIA TIGHE

FISCAL YEAR	2007	Petition No.	208,295.00
	ASSESSOR	Refund	\$490.60
S-B-L	173.12-2-14	146089 ORCHARD PARK	

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$490.60	Town/SpecialDist/School
<u>Charge To :</u>	146089 ORCHARD PARK	\$490.60	\$490.60
	Relevy School	\$490.60	146001 ORCH PARK

CENTRAL

RPTL 550(2): FAILED TO APPLY A BASIC STAR
NEW TAX BILL TO BE ISSUED TO: TAHER NAWAL

FISCAL YEAR	2008	Petition No.	208,296.00
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	ASSESSOR	Cancel	\$469.23	
S-B-L	173.12-2-14		146089 ORCHARD PARK	
	Acct. No. 112	\$0.00	County	
	Acct. No. 132	\$469.23	Town/SpecialDist/School	
<u>Charge To :</u>	146089 ORCHARD PARK	\$469.23		
	Relevy School	\$469.23	146001 ORCH PARK	
CENTRAL				
RPTL 550(2): FAILED TO APPLY A BASIC STAR NEW TAX BILL TO BE ISSUED TO: TAHER NAWAL				
FISCAL YEAR	2008	Petition No.	208,297.00	
	ASSESSOR	Cancel	\$543.35	
S-B-L	290.00-1-7.112		143889 CONCORD	
	Acct. No. 112	\$0.00	County	
	Acct. No. 132	\$543.35	Town/SpecialDist/School	
<u>Charge To :</u>	143889 CONCORD	\$543.35		
	Relevy School	\$543.35	143801 SPRING-GRIFFITH	
RPTL 550(2): FAILED TO APPLY A BASIC STAR NEW TAX BILL TO BE ISSUED TO: JAMES E & BRENDA L FRAAS				
FISCAL YEAR	2008	Petition No.	208,298.00	
	ASSESSOR	Refund	\$522.92	
S-B-L	117.11-2-3		145289 LANCASTER	
	Acct. No. 112	\$0.00	County	
	Acct. No. 132	\$522.92	Town/SpecialDist/School	
<u>Charge To :</u>	145289 LANCASTER	\$522.92		
	Relevy School	\$522.92	142001 ALDEN CENTRAL	
RPTL 550(2): FAILED TO APPLY A BASIC STAR				

NEW TAX BILL TO BE ISSUED TO: JOSEPH BILGER				
FISCAL YEAR	2008	Petition No.	208,299.00	
	ASSESSOR	Refund	\$529.28	
S-B-L	182.06-3-27		144889 HAMBURG	
	Acct. No. 112	\$0.00	County	
	Acct. No. 132	\$529.28	Town/SpecialDist/School	
<u>Charge To :</u>	144889 HAMBURG	\$529.28		
	Relevy School	\$529.28	144801 HAMBURG	
CENTRAL				
RPTL 550(2): FAILED TO APPLY A BASIC STAR REFUND TO BE ISSUED TO: KELLY HEROD				
FISCAL YEAR	2008	Petition No.	208,300.00	
	ASSESSOR	Refund	\$544.78	
S-B-L	56.15-2-1./8C		142289 AMHERST	
	Acct. No. 112	\$0.00	County	
	Acct. No. 132	\$544.78	Town/SpecialDist/School	
<u>Charge To :</u>	142289 AMHERST	\$544.78		
	Relevy School	\$544.78	142203 WILLIAMSVILLE	
CENT				
RPTL 550(2): FAILED TO APPLY A BASIC STAR REFUND TO BE ISSUED TO: LISA A SCHERER				
FISCAL YEAR	2008	Petition No.	208,301.00	
	ASSESSOR	Refund	\$345.14	
S-B-L	85.00-1-46.21		145689 NEWSTEAD	
	Acct. No. 112	\$0.00	County	
	Acct. No. 132	\$345.14	Town/SpecialDist/School	

	ASSESSOR	Refund	\$425.48	
S-B-L	24.16-1-27	144600 GRAND ISLAND		
	Acct. No. 112	\$0.00	County	
	Acct. No. 132	\$425.48	Town/SpecialDist/School	
<u>Charge To :</u>	144600 GRAND ISLAND	\$425.48		
	Relevy School	\$425.48	144601 GRND ISLN	
CENTRAL				
RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED				
REFUND TO BE ISSUED TO: RODNEY E & FRANCES KRISCH				
FISCAL YEAR	2008	Petition No.	208,308.00	
	ASSESSOR	Refund	\$433.75	
S-B-L	24.16-1-27	144600 GRAND ISLAND		
	Acct. No. 112	\$0.00	County	
	Acct. No. 132	\$433.75	Town/SpecialDist/School	
<u>Charge To :</u>	144600 GRAND ISLAND	\$433.75		
	Relevy School	\$433.75	144601 GRND ISLN	
CENTRAL				
RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED				
REFUND TO BE ISSUED TO: RODNEY E & FRANCES KRISCH				
FISCAL YEAR	2008	Petition No.	208,309.00	
	ASSESSOR	Refund	\$4,357.60	
S-B-L	68.10-1-11	142289 AMHERST		
	Acct. No. 112	\$0.00	County	
	Acct. No. 132	\$4,357.60	Town/SpecialDist/School	
<u>Charge To :</u>	142289 AMHERST	\$4,357.60		
	Relevy School	\$4,357.60	142203 WILLIAMSVILLE	
CENT				

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED				
REFUND TO BE ISSUED TO: KEYSER HOLDINGS LLC				
FISCAL YEAR	2008	Petition No.	208,310.00	
	ASSESSOR	Refund	\$514.70	
S-B-L	235.15-5-21	144489 EVANS		
	Acct. No. 112	\$0.00	County	
	Acct. No. 132	\$514.70	Town/SpecialDist/School	
<u>Charge To :</u>	144489 EVANS	\$514.70		
	Relevy School	\$514.70	144401 LAKE SHORE	
CENTRAL				
RPTL 550(2): FAILED TO APPLY A BASIC STAR				
REFUND TO BE ISSUED TO: BRANDON R & MEGAN A THICKSTUN				
FISCAL YEAR	2008	Petition No.	208,311.00	
	ASSESSOR	Refund	\$544.66	
S-B-L	41.16-5-20	142289 AMHERST		
	Acct. No. 112	\$0.00	County	
	Acct. No. 132	\$544.66	Town/SpecialDist/School	
<u>Charge To :</u>	142289 AMHERST	\$544.66		
	Relevy School	\$544.66	142203 WILLIAMSVILLE	
CENT				
RPTL 550(2): FAILED TO APPLY A BASIC STAR				
REFUND TO BE ISSUED TO: JOON-SEO PARK & SOYOUNG K KIM				
FISCAL YEAR	2008	Petition No.	208,312.00	
	ASSESSOR	Cancel	\$500.35	
S-B-L	125.11-11-14	146800 WEST SENECA		

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$500.35	Town/SpecialDist/School
<u>Charge To :</u>	146800 WEST SENECA	\$500.35	\$500.35
	Relevy School		146801 WEST SENECA

CENT

RPTL 550(2): FAILED TO APPLY A BASIC STAR
REFUND TO BE ISSUED TO: KAREN ZIELINSKI

FISCAL YEAR	2008	Petition No.	208,313.00
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ASSESSOR	Refund	\$441.86
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S-B-L	43.12-1-18	143200 CLARENCE
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	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$441.86	Town/SpecialDist/School
<u>Charge To :</u>	143200 CLARENCE	\$441.86	\$441.86
	Relevy School		143201 CLARENCE

CENTRAL

RPTL 550(2): FAILED TO APPLY A BASIC STAR
REFUND TO BE ISSUED TO: MICHAEL K BRADY

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. 21E-17 (2008)
COUNTY EXECUTIVE

WHEREAS, pursuant to Section 7-6.0 of the Erie County Tax Act, as well as specific direction of resolutions adopted by the Erie County Legislature in each of the past fifty (50) years, the County of Erie, each November, bids for and purchases every available Tax Certificate upon real estate for which current year real property taxes then remain unpaid; and

WHEREAS, the collection of delinquent real property taxes under this procedure has been satisfactory, potentially leading, absent redemption, to the commencement of an *in rem* tax foreclosure

action against the affected properties by the County or, to the sale in bulk of such County-owned Tax Certificates; and

WHEREAS, it is recommended that your Honorable Body direct the Director of Real Property Tax Services to bid and purchase for the County of Erie, its bid being preferred over all other offers, every 2008 Tax Certificate upon real estate for which current year real property taxes remain unpaid as of November 28, 2008, the scheduled tax sale date for 2008 Tax Certificates.

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Article VII of the Erie County Tax Act, the Director of Real Property Tax Services be, and hereby is, authorized to bid for and purchase, on behalf of the County of Erie, all Tax Certificates upon real estate in Erie County for which 2008 real property taxes have not been paid; and be it further

RESOLVED, that certified copies of this resolution be transmitted to Joseph L. Maciejewski, Director of Real Property Tax Services, Gregory G. Gach, Director of Budget and Management, the County Comptroller and the County Attorney.
(4-0)

**KATHY KONST
CHAIR**