

DECEMBER 8, 2008

FINANCE & MANAGEMENT COMMITTEE
REPORT NO. 13

ALL MEMBERS PRESENT, EXCEPT LEGISLATOR GRANT. CHAIR MARINELLI PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 10M-17 (2008)
VILLAGE OF EAST AURORA: Assisting Merchants of Village of East Aurora - Construction of Main Street
(5-0)
 - b. COMM. 22E-1 (2008)
COMPTROLLER: Public Nursing Home Supplemental Medicaid Upper Payment Limit \$16 Million Payment to NYS
(5-0)
 - c. COMM. 23D-1 (2008)
DIRECTOR OF BUDGET & MANAGEMENT: Budget Monitoring Report for 8/31/08 to 9/30/08
(5-0)
 - d. COMM. 23D-2 (2008)
DIRECTOR OF INTERGOVERNMENTAL AFFAIRS: Requested Information - Parks Fees
(5-0)
 - e. COMM. 23D-3 (2008)
DIRECTOR OF INTERGOVERNMENTAL AFFAIRS: Requested Information - REAM
(5-0)
 - f. COMM. 23M-3 (2008)
TOWN OF BOSTON: Resolution Supporting EC Core Funding for the EC Soil & Water Conservation Dist.
(5-0)
 - g. COMM. 23M-4 (2008)
TOWN OF GRAND ISLAND: Resolution Supporting Restoration of Funding to Cooperative Extension, 4H and EC Soil & Water Conservation Dist.
(5-0)

- h. COMM. 23M-6 (2008)
TOWN OF EDEN: Resolution Urging Support for EC Funding of Soil & Water Conservation, 4H and Cooperative Extension
(5-0)
 - i. COMM. 26E-3 (2008)
COUNTY CLERK: NYS Mortgage Tax Semi-Annual Report of Receipts and Disbursements
(5-0)
 - j. COMM. 26M-1 (2008)
TOWN OF BRANT: Support for EC Funding of Cornell Cooperative Extension & EC Soil & Water Conservation District
(5-0)
 - k. COMM. 26M-2 (2008)
TOWN OF CLARENCE: Funding for EC Soil & Water Conservation District
(5-0)
 - l. COMM. 26M-5 (2008)
TOWN OF HOLLAND: Support for EC Funding of Cornell Cooperative Extension & EC Soil & Water Conservation District
(5-0)
 - m. COMM. 26M-9 (2008)
TOWN OF COLDEN: In Support of the Cooperative Extension and EC Soil & Water Conservation District
(5-0)
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 **208314** through **208324**, 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.	208,314.00
	ASSESSOR	Refund	\$544.66

S-B-L 56.15-1-57 **142289 AMHERST**

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$544.66	Town/SpecialDist/School
Charge To :	142289 AMHERST	\$544.66	
	Relevy School	\$544.66	142203 WILLIAMSVILLE

CENT

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: SHELAT R & KRISHNA MAULIK

FISCAL YEAR	2008	Petition No.	208,315.00
	ASSESSOR	Refund	\$598.96

S-B-L 78.29-4-8.1 **146489 TONAWANDA**

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$598.96	Town/SpecialDist/School
Charge To :	146489 TONAWANDA	\$598.96	
	Relevy School	\$598.96	146401 KEN-TON UNION

FREE

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION
REFUND TO BE ISSUED TO: LISA A VANICH

FISCAL YEAR	2008	Petition No.	208,316.00
	ASSESSOR	Refund	\$158.89

S-B-L 124.54-2-14 **146800 WEST SENECA**

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$158.89	Town/SpecialDist/School
	68265 ECSAN SWR #6	\$158.89	
Charge To :	146800 WEST SENECA		\$0.00

RPTL 550 (2): INCORRECT NUMBER OF SEWER UNITS CHARGED
REFUND TO BE ISSUED TO: PAUL G VOGEL

FISCAL YEAR	2008	Petition No.	208,317.00
	ASSESSOR	Refund	\$453.88

S-B-L 56.17-2-8 **142289 AMHERST**

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$453.88	Town/SpecialDist/School
Charge To :	142289 AMHERST	\$453.88	
	Relevy School	\$453.88	142203 WILLIAMSVILLE

CENT

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED
REFUND TO BE ISSUED TO: JOHN P SKILL JR

FISCAL YEAR	2008	Petition No.	208,318.00
	ASSESSOR	Refund	\$586.16

S-B-L 64.05-1-68 **144600 GRAND ISLAND**

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$586.16	Town/SpecialDist/School
Charge To :	144600 GRAND ISLAND	\$586.16	
	Relevy School	\$586.16	144601 GRND ISLN

CENTRAL

RPTL 550(2): FAILED TO APPLY A BASIC STAR
REFUND TO BE ISSUED TO: CHARLES J & LINDA L SORCE

FISCAL YEAR 2008 Petition No. **208,319.00**
ASSESSOR **Refund** \$454.22

S-B-L 116.08-1-66 **145289 LANCASTER**

Acct. No. 112 \$0.00 County
Acct. No. 132 \$454.22 Town/SpecialDist/School
Charge To : **145289 LANCASTER** **\$454.22**
Relevy School \$454.22 145201 LANCASTER

CENTRAL

RPTL 550(2): FAILED TO APPLY A BASIC STAR
REFUND TO BE ISSUED TO: STEPHEN J GORDON & M ATTOINETTE GABAMONTE

FISCAL YEAR 2007 Petition No. **208,320.00**
ASSESSOR **Refund** \$589.35

S-B-L 68.17-8-19 **142289 AMHERST**

Acct. No. 112 \$0.00 County
Acct. No. 132 \$589.35 Town/SpecialDist/School
Charge To : **142289 AMHERST** **\$589.35**
Relevy School \$589.35 142201 AMHERST

CENTRAL

RPTL 550(2): FAILED TO APPLY A BASIC STAR
REFUND TO BE ISSUED TO: JON B & TAMMI SCHINAMAN

FISCAL YEAR 2008 Petition No. **208,321.00**
ASSESSOR **Refund** \$564.72

S-B-L 68.17-8-19 **142289 AMHERST**

Acct. No. 112 \$0.00 County
Acct. No. 132 \$564.72 Town/SpecialDist/School
Charge To : **142289 AMHERST** **\$564.72**
Relevy School \$564.72 142201 AMHERST

CENTRAL

RPTL 550(2): FAILED TO APPLY A BASIC STAR
REFUND TO BE ISSUED TO: JON B & TAMMI SCHINAMAN

FISCAL YEAR 2007 Petition No. **208,322.00**
ASSESSOR **Refund** \$1,844.33

S-B-L 183.18-1-1.1 **144803 HAMBURG**

Acct. No. 112 \$0.00 County
Acct. No. 132 \$1,844.33 Town/SpecialDist/School
Charge To : **144803 HAMBURG** **\$1,844.33**
Relevy School \$1,844.33 144801 HAMBURG

CENTRAL

RPTL 550(3): PROPERTY WAS TAKEN BY DOT
REFUND TO BE ISSUED TO: BENDERSON

FISCAL YEAR 2008 Petition No. **208,323.00**
ASSESSOR **Refund** \$1,071.10

S-B-L 183.18-1-1.1 **144803 HAMBURG**

Acct. No. 112 \$573.39 County
Acct. No. 132 \$497.71 Town/SpecialDist/School
48608 EC #3 VILL HAM \$53.87
48609 EC #3 VILL HAM \$150.00
Charge To : **144803 HAMBURG** **\$293.84**

RPTL 550(3): PROPERTY WAS TAKEN BY DOT
 REFUND TO BE ISSUED TO: BENDERSON

FISCAL YEAR	2008	Petition No.	208,324.00
	ASSESSOR	Refund	\$1,992.25
S-B-L	183.18-1-1.1	144803 HAMBURG	
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,992.25	Town/SpecialDist/School
Charge To :	144803 HAMBURG	\$1,992.25	
	Relevy School	\$1,992.25	144801 HAMBURG

CENTRAL

RPTL 550(3): PROPERTY WAS TAKEN BY DOT
 REFUND TO BE ISSUED TO: BENDERSON

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Director of Real Property Tax Services.
 (5-0)

3. COMM. 26E-7 (2008)
COUNTY EXECUTIVE

WHEREAS, after a public hearing, held on September 23, 2008 by Buffalo Place Inc., and upon adoption of Intro 21-1, October 23, 2008, the Erie County Legislature determined that the total amount to be raised by mall district service charges for 2009 for the downtown pedestrian/transit mall special district shall be the sum of \$ 1,248,662; and

WHEREAS, the 2009 Mall District Budget requires that the amount to be raised by Mall District payments in lieu for 2009 for the downtown pedestrian/transit mall special district shall be the sum of \$ 18,000.00; and

WHEREAS, the Director of Real Property Tax Services has established the 2009 mall district service charge and payment in lieu roll apportioning the amount to be raised and has transmitted such roll to the Erie County Legislature for adoption.

NOW THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby adopt the mall district service charge and payment in lieu roll established by the Director of Real Property Tax Services for the purpose of assessing 2009 service charges for the downtown pedestrian/transit mall special district; and be it further

RESOLVED, that 2009 mall district service charges and payment in lieu shall be assessed, due and a lien on benefited properties within the downtown pedestrian/transit mall special district on and as of January 1, 2009 and shall be payable to the Director of Real Property Tax Services as provided in Erie County Local Law No. 8-1984; and be it further

RESOLVED, that late fees shall be collected on payments made after the dates provided in Erie County Local Law No. 8-1984, and an interest budget line of \$ 10,000.00 shall be added to the Mall Budget for collection of these late fees; and be it further

RESOLVED, that the Director of Real Property Tax Services is hereby authorized to make adjustments and modifications as he deems appropriate; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, Chris Collins, Budget Director, Greg Gach, County Comptroller, Asst. County Attorney James L. Tuppen, and Joseph L. Maciejewski, Director Real Property Tax Services.
 (5-0)

4. COMM. 26E-8 (2008)
COUNTY EXECUTIVE

BE IT RESOLVED, that the Erie County Director of Real Property Tax Services is directed to spread the amount of taxes, as indicated on the attached schedule, upon the tax rolls of the several municipalities in Erie County, being taxes due from the exemption removal on properties transferred during the past year, pursuant to Section 520 of the Real Property Tax Law; and be it further

520 EXEMPTION REMOVAL FOR 2009 COUNTY TAX

	County	Town	School	Total
City of Buffalo	209,050.69	-	-	209,050.69
City of Lackawanna	29,756.29	-	-	29,756.29
City of Tonawanda	19,729.82	36,179.75	9,870.87	65,780.44

Alden	9,281.51	2,787.59	10,187.10	22,256.20
Amherst	79,752.31	84,588.76	-	164,341.07
Aurora	13,431.91	5,636.55	20,665.55	39,734.01
Boston	1,437.13	444.70	368.34	2,250.17
Brant	-	-	-	-
Cheektowaga	79,598.72	105,906.92	38,318.82	223,824.46
Clarence	4,691.29	1,928.98	3,899.38	10,519.65
Colden	43.74	18.38	10.15	72.27
Collins	-	-	-	-
Concord	734.32	190.81	-	925.13
Eden	-	-	-	-
Elma	2,773.45	134.89	279.11	3,187.45
Evans	5,782.35	6,743.12	1,291.56	13,817.03
Grand Island	12,286.36	6,909.12	12,528.48	31,723.96
Hamburg	33,782.04	23,631.25	14,295.55	71,708.84
Holland	1,824.91	1,005.97	1,015.81	3,846.69
Lancaster	21,565.82	19,119.14	10,151.95	50,836.91
Marilla	-	-	-	-
Newstead	3,299.38	871.88	533.36	4,704.62
North Collins	95.75	120.12	-	215.87
Orchard Park	17,883.08	10,332.91	10,688.52	38,904.51
Sardinia	476.57	2.77	325.07	804.41
Town of				
Tonawanda	86,145.95	79,516.93	32,444.52	198,107.40
Wales	455.57	197.03	-	652.60
West Seneca	28,940.45	44,998.87	20,641.34	94,580.66
GRAND TOTALS	662,819.41	431,266.44	187,515.48	1,281,601.33

**KATHY KONST
CHAIR**

and be it further

RESOLVED, that certified copies of this resolution shall be sent to the County Executive, the Director of Real Property Tax Services, Joseph Maciejewski, the Erie County Comptroller, and the Assistant County Attorney James L. Tuppen.

(5-0)