

July 15, 2002

FINANCE & MANAGEMENT  
COMMITTEE  
REPORT NO. 11

ALL MEMBERS PRESENT EXCEPT LEGISLATORS SWANICK & PEOPLES.

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

Item Page -2002 (Comm. 7E-3)  
a. **COMPTROLLER:** Review of Countywide Vendor Payments for Period 1/1/00 –  
12/31/00.  
(3-0) Legislators Swanick and Peoples absent.

Item Page -2002 (Comm. 14D-4)  
b. **BUDGET, MANAGEMENT & FINANCE:** Letter to County Executive Re: 2002 Annual  
Report of EC Division of Real Property Tax.  
(3-0) Legislators Swanick and Peoples absent.

Item Page -2002 (Comm. 14D-9)  
c. **BUDGET, MANAGEMENT & FINANCE:** Response to Expenditure Review of  
Tobacco Fund Capital Projects.  
(3-0) Legislators Swanick and Peoples absent.

Item Page -2002 (Comm. 14D-10)  
d. **BUDGET, MANAGEMENT & FINANCE:** Response to Review of Countywide Vendor  
Payments.  
(3-0) Legislators Swanick and Peoples absent.

Item Page -2002 (Comm. 14E-4)  
e. **COMPTROLLER:** Apportionment & Distribution of 4% Sales Tax Received by County  
from NYS for June.  
(3-0) Legislators Swanick and Peoples absent.

2. RESOLVED, that the following item is hereby received, filed and referred to the  
Community Enrichment Committee.

Item Page -2002 (Comm. 11E-3)  
a. **COMPTROLLER:** Copy of Letter to ECC Re: Payroll Audit of ECC for Period 9/1/00 –  
8/31/01.  
(3-0) Legislators Swanick and Peoples absent.

3. Item Page -2002 (Comm. 10E-16)  
**COUNTY EXECUTIVE**

WHEREAS, Niagara Mohawk Power Corporation ("Niagara Mohawk") desires to obtain a  
utility easement from the County to install and service electrical equipment on lands owned by the

County of Erie and occupied by the Erie County Medical Center ("ECMC") at 663 Kensington Avenue, Buffalo; and

WHEREAS, the installation of such electrical equipment is for the benefit of the County and ECMC; and

WHEREAS, the Department of Public Works has determined that the location of the easement will not interfere with the operations of the County or ECMC.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby grants authority to the County Executive to sign an easement with Niagara Mohawk for the purposes of installing and servicing electrical equipment on lands owned by the County of Erie at 663 Kensington Avenue, Buffalo; and be it further

RESOLVED, that the easement documents prepared by Niagara Mohawk shall be subject to the review and approval of the Commissioner of Public Works and the County Attorney; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive, County Attorney, County Comptroller, Commissioner of Public Works and Chief Executive Officer of ECMC.

(3-0) Legislators Swanick and Peoples absent.

4. Item Page -2002 (Comm. 13E-19)

**COUNTY EXECUTIVE**

WHEREAS, the Division of Budget, Management and Finance in consultation with various departments has identified accounts with projected budget deficiencies, and

WHEREAS, budget amendments are required to eliminate these projected deficiencies, and

WHEREAS, budgeted funds for the year 2002 are not sufficient to provide for the projected year-end needs of various departments,

NOW, THEREFORE, BE IT

RESOLVED, that authorization is hereby provided to transfer available balances in the 2002 Operating Budget, in order to adequately provide for the projected year-end needs of various departments, as follows:

APPROPRIATION

INCREASE

Department 220-Public Works-Commissioner  
Acct.826-Other Expenses

\$6,900

Department 221-Public Works-Buildings & Grounds	
Acct. 813-Auto Supplies	20,000
Acct. 816-Maintenance Supplies	100,000
Acct. 822 Rental Charges	140,000
Acct. 823-Repairs & Maintenance	160,000
Acct. 930-Automotive Equipment	16,100
Acct. 931-Buildings & Grounds Equipment	25,000
Department 510-DISS	
Acct. 823-Repairs & Maintenance	69,000
Acct. 933-Lab & Tech Equipment	13,000
Department 223-Public Works-Highways	
Acct. 813-Auto Supplies	150,000
Acct. 817-Highway Supplies	<u>300,000</u>
Total Appropriation Increase	\$1,000,000

<u>DSS AMENDMENTS</u>	<u>SOURCE</u>
Department 200-Social Services	
Acct. 640-1003 Federal Aid-TANF(MOE)	2,000,000
Acct. 634- State Aid-TANF(MOE)	<u>( 1,000,000)</u>
Total Sources	\$1,000,000

and be it further

RESOLVED, that in the General Fund, DAC 110 9253208862230, Interfund-Road Fund is hereby increased by \$450,000 and in the Road Fund, DAC 210 9632236863200, Interfund-Subsidy is hereby increased by \$450,000, and be it further

RESOLVED, that the Director of Budget, Management and Finance is hereby authorized to make any necessary budgetary adjustments to implement the \$82,000 increase in the budget of the Division of Information and Support Services, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the Department of Public Works-Commissioners Office, Buildings & Grounds and Highway Division, the Division of Information and Support Services, the Department of Social Services and the County Comptroller.  
(3-0) Legislators Swanick and Peoples absent.

5. Item Page -2002 (Comm. 14E-12)

**COUNTY EXECUTIVE**

WHEREAS, the Division of Budget, Management and Finance did receive a request from Paul E. Rudnicki, Esq. as the legal representative of the owners of the real property designated on the Erie County Tax Maps as SBL# 281.060-1-20 (Jamey Solecki and the Estate of Merle B. Solecki), and

WHEREAS, it has been determined that the Merle and Jamey Solecki parcel (SBL# 281.060-1-20) and a County of Erie inventory parcel (SBL# 281.060-1-18) have overlapping descriptions, and

WHEREAS, after thorough research, it was determined that the overlapping portion of the tax description for the County parcel (SBL# 281.060-1-18) should be quit-claimed to the parties as stated in paragraph 1, and

WHEREAS, the Advisory Review Committee has reviewed and approved the execution of a Quit Claim Deed to the concerned parties, and

WHEREAS, it is the intention of the County of Erie to relinquish any current claim it may have to the north part of the premises which lies within Subdivision Lot 28, Cover 1087, which lot was conveyed to the County of Erie as a result of In Rem Action 153, Index I-1996-9592, Serial 1636 followed by a Referee's Deed to the County of Erie recorded in Liber 10950 of Deeds at Page 994, and

WHEREAS, it is the intention of the County that title to the southerly 90.50 feet of Subdivision Lot 28, Cover 1087, remain in the name of the County of Erie,

NOW, THEREFORE, BE IT RESOLVED, that the following described portion of land be transferred without public auction pursuant to Article 14, Section 14-1.0 of the Erie County Tax Act to Charlene Dudczak, as Administratrix of the Estate of Merle B. Solecki, residing at 1481 Quaker Road, Orchard Park, New York 14127 and Jamey Solecki, residing at 436 Linwood Avenue, Post Office Box 747, Buffalo, New York 14209-0747.

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Brant, County of Erie and State of New York, being part of Lot Number eighty-eight (88), Township 8 (8), Range nine (9) of the Holland Land Company's Survey and further distinguished as the northerly one hundred twenty-two (122) feet of Subdivision Lot Number twenty-eight (28) as shown on a subdivision map of Wide Beach filed in Erie County Clerk's Office under Cover Number 1087, and be it further

RESOLVED, that the Erie County Executive is hereby authorized and directed to execute a quit claim deed conveying the interest of the County of Erie in the above described property to the above parties, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Director of Budget, Management and Finance, the Office of the County Comptroller, the County Attorney and the Finance Office.

(3-0) Legislators Swanick and Peoples absent.

6. Item Page -2002 (Comm. 14E-15)

**COUNTY EXECUTIVE**

WHEREAS, the Division of Budget, Management and Finance did receive a request on behalf of Alex Szur who owns property adjoining the above County owned parcel of land to purchase this land, and

WHEREAS, this parcel was reviewed and approved for sale by the Advisory Review Committee, and

WHEREAS, this office has received no other interests in this property as a result of the canvass letters sent to other adjacent property owners,

NOW, THEREFORE, BE IT RESOLVED, that the following parcel of land be sold without public auction pursuant to Article 14, Section 14-1.0 of the Erie County Tax Act to Alex Szur, 40 Woodcreek Lane, Grand Island, New York 14072 for the sum of One Hundred and 00/100 Dollars (\$ 100.00),

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Grand Island, County of Erie and State of New York being part of Farmlot 54, Township 12, Range 9, Sublot 15, as filed in Map Cover 332 at the Erie County Clerk's Office and is further described on Erie County Tax Maps as Section, Block and Lot No. 37.040-1-59 (Whitehaven Road 30.00 x 120.00). Intending to convey land acquired by Erie County as Serial No. 828 in the County In Rem Tax Foreclosure Action No. 148, and be it further

RESOLVED, that the Erie County Executive is hereby authorized and directed to execute a quit claim deed conveying the interest of the County of Erie in the above described properties to the aforesaid purchaser, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Director of Budget, Management and Finance, the Office of the County Comptroller, the County Attorney and the Finance Office.

(3-0) Legislators Swanick and Peoples absent.

7. Item Page -2002 (Comm. 14E-16)

**COUNTY EXECUTIVE**

WHEREAS, the Division of Budget, Management and Finance did receive a request from Mark and Joan Bouvier who own property adjoining the above County owned parcel of land to purchase this land, and

WHEREAS, this parcel was reviewed and approved for sale by the Advisory Review Committee, and

WHEREAS, this office has received no other interests in this property as a result of the canvass letters sent to other adjacent property owners,

NOW, THEREFORE, BE IT RESOLVED, that the following parcel of land be sold without public auction pursuant to Article 14, Section 14-1.0 of the Erie County Tax Act to Mark and Joan Bouvier, 9424 Lemon Street, Angola, New York for the sum of Five Hundred and 00/100 Dollars (\$ 500.00),

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Evans Seneca, County of Erie and State of New York being part of Farmlot 81, Township 8, Range 9 of the Holland Land Company Survey and being further described as Sublots 11076 to 11078 under Map Cover 1347 and known on Erie County Tax Maps as Section, Block and Lot No. 250.070-2-8 (Sycamore 60.00 x 100.00).

Intending to convey those lands acquired by Erie County in In Rem 139, Serial 2193 by deed filed in Liber 9239, Page 273 and amended by Liber 9267 Page 212 as filed in the Erie County Clerk's Office, and be it further

RESOLVED, that the Erie County Executive is hereby authorized and directed to execute a quit claim deed conveying the interest of the County of Erie in the above described properties to the aforesaid purchaser, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Director of Budget, Management and Finance, the Office of the County Comptroller, the County Attorney and the Finance Office.

(3-0) Legislators Swanick and Peoples absent.

8. Item Page -2002 (Comm. 14E-17)

**COUNTY EXECUTIVE**

WHEREAS, the Division of Budget, Management and Finance did receive a request from the Akron Fire Company to purchase this land, and

WHEREAS, this parcel was reviewed and approved for sale by the Advisory Review Committee, and

WHEREAS, this parcel would be used for a future access road to the Thruway facilitating the fire protection for that area, and

WHEREAS, this parcel in the future would be used for water line placement, and

WHEREAS, this office has received no other interest in this property as a result of the canvass letter sent to the Town Supervisor, and

WHEREAS, if this property were to be sold in the future by the Akron Fire Company, it is understood that the County of Erie would share in the profits from that sale

NOW, THEREFORE, BE IT RESOLVED, that the following parcel of land be sold without public auction pursuant to Article 14, Section 14-1.0 of the Erie County Tax Act to The Akron Fire Company, Inc., 1 Main Street, P.O. Box 1, Akron, New York, 14001-001 for the sum of One and 00/100 Dollars (\$1.00),

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Newstead, County of Erie and State of New York, being part of Lot Number 5 (5), Section five (5), Township twelve (12) and Range five (5) of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point in the Steiner Road, which said point is the southwest corner of said Lot Number five (5); THENCE EAST in the Steiner Road, and along the south line of said Lot number five (5), ninety-five (95) feet to a point; THENCE NORTH on a line parallel with the west line of said Lot number five (5), to the southerly bounds of lands formerly owned by Asher Moore; THENCE WEST and along the south bounds of lands formerly owned by Asher Moore to a point in the west line of said Lot number five (5); THENCE SOUTH on the west line of said Lot number five (5), seven (7) chains and nine (9) links to the place of beginning; containing one (1) acre of land, more or less.

EXCEPTING that portion taken by the New York State Thruway Authority and also that portion south of said New York State Thruway Authority taking fronting on Steiner Road,

Further described on Erie County Tax Maps as Section, Block and Lot No. 74.00-2-20,

Intending to convey lands acquired by Erie County under In Rem 154, Serial 2578 and filed in the Erie County Clerk's Office under Liber 10938 Page 8508.

RESOLVED, that the Erie County Executive is hereby authorized and directed to execute a quit claim deed conveying the interest of the County of Erie in the above described properties to the aforesaid purchaser, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Director of Budget, Management and Finance, the Office of the County Comptroller, the County Attorney and the Finance Office.

(3-0) Legislators Swanick and Peoples absent.

9. Item Page -2002 (Comm. 14E-18)

**COUNTY EXECUTIVE**

WHEREAS, the Division of Budget, Management and Finance did receive a request from George C. Beiring who owns property adjoining the above County owned parcels of land to purchase this land, and

WHEREAS, these parcels were reviewed and approved for sale by the Advisory Review Committee, and

WHEREAS, this office has received no other interests in this property as a result of the canvass letters sent to other adjacent property owners,

NOW, THEREFORE, BE IT RESOLVED, that the following parcels of land be sold without public auction pursuant to Article 14, Section 14-1.0 of the Erie County Tax Act to George C. Beiring, 321 Cleveland Drive, Tonawanda, New York 14223 for the total sum of Three Thousand Five Hundred and 00/100 Dollars (\$3,500.00).

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Grand Island, County of Erie and State of New York being part of Farmlot 30, Township 12, Range 9 and further described as sublots 62, 63, 66 and 67 under Map Cover 1551.

Further described on Erie County Tax Maps as Section, Block and Lot Nos., 51.100-1-58, 51.100-1-59, 51.100-1-62 and 51.100-1-63.

Intending to convey lands acquired by the County of Erie under In Rem 129, Serial Nos. 86 and 87 as filed in the Erie County Clerk's Office under Liber 8039, Page 29 and In Rem No. 148, Serial Nos. 830 and 831 as filed in the Erie County Clerk's Office under Liber 10483, Page 367.

RESOLVED, that the Erie County Executive is hereby authorized and directed to execute a quit claim deed conveying the interest of the County of Erie in the above described properties to the aforesaid purchaser, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Director of Budget, Management and Finance, the Office of the County Comptroller, the County Attorney and the Finance Office.

(3-0) Legislators Swanick and Peoples absent.

**DALE W. LARSON**  
**CHAIRMAN**