

JUNE 8, 2005

FINANCE & MANAGEMENT COMMITTEE  
REPORT NO. 8

ALL MEMBERS PRESENT EXCEPT LEGISLATORS DUSZA AND SWANICK. CHAIRMAN HOLT PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, that the following items are hereby received and filed
  - a. INTRO 6-19 (2004)  
**DEBENEDETTI:** Erie County's Receipt of \$85 Million from ECMCC  
(4-0)
  - b. COMM. 11E-9 (2004)  
**DEBENEDETTI:** Copy of Letter to Comptroller Re: Status of Audit of EC Holding Center  
(4-0)
  - c. COMM. 16E-2 (2004)  
**COMPTROLLER:** Report on Overtime Expenses at the Holding Center  
(4-0)
  - d. COMM. 19D-44 (2004)  
**BUDGET, MANAGEMENT, & FINANCE:** Copy of Letter to Comptroller Re: ECMCC  
(4-0)
  - e. COMM. 19D-45 (2004)  
**BUDGET, MANAGEMENT, & FINANCE:** Letter to Legislator DeBenedetti Re: Requests for ECMC Accounts Receivable & Payable Information  
(4-0)
  - f. COMM. 22E-12 (2004)  
**COMPTROLLER:** Refunding Bond Resolution  
(4-0)
  - g. COMM. 25E-7 (2004)  
**COMPTROLLER:** Copy of Letter to ECMCC Interim CEO Clarifying Various Aspects of the Hospital Sale (Response to COMM. 23D-7)  
(4-0)
  - h. COMM. 25M-14 (2004)  
**COLLUCCI & GALLAHER:** Copy of Letter to Comptroller Re: 2004 Funds Owed to ECMCC

(4-0)

- i. COMM. 26M-5 (2004)  
**NYS COMPTROLLER:** Report of Examination for Sale of ECMC  
(4-0)
- j. COMM. 4D-7 (2005)  
**COUNTY ATTORNEY:** ECMC Public Benefit Corporation - Transition Period  
(4-0)
- k. INTRO 8-7 (2005)  
**DEBENEDETTI & SMITH:** Questions Surrounding The Proposed Sale of Erie County's Revenue Anticipation Notes  
(4-0)
- l. COMM. 8E-27 (2005)  
**COMPTROLLER:** Letter to Legislator Smith Re: Detailed List of Costs For Last Year's Borrowing & Tobacco Asset Securitization Proceeds  
(4-0)
- m. COMM. 8E-31 (2005)  
**COMPTROLLER:** Copy of Letter To Budget Director Re: Availability of Fund Balance  
(4-0)
- n. COMM. 8M-4 (2005)  
**BUFFALO BOARD OF EDUCATION:** Letter to Chairman Holt Re: School Health Services  
(4-0)
- o. COMM. 8M-22 (2005)  
**CRYSTAL PEOPLES - NYS ASSEMBLY - 141ST DISTRICT:** Letter to Smith Re: E-911 Systems  
(4-0)
- p. COMM. 8M-23 (2005)  
**NYS BLACK, PUERTO RICAN, HISPANIC & ASIAN LEGISLATIVE CAUCUS:** Preliminary Analysis of the Governor's Executive Budget 2005-2006  
(4-0)
- q. COMM. 9E-3 (2005)  
**COMPTROLLER:** Letter to ECL Re: Amount of 2005 Budget Deficit

- (4-0)
- r. COMM. 10D-2 (2005)  
**ECMCC:** Copy of Letter to Comptroller Re: Capital Fund Payments for ECMCC  
(4-0)
- s. COMM. 10M-16 (2005)  
**TRANSIT WORKERS DISCUSSION GROUP:** Our Challenge to County Government: Freeze the Debt! Hold a Referendum so the People can Decide!"  
(4-0)
- t. COMM. 11E-6 (2005)  
**COMPTROLLER:** Letter to ECL Re: Request to issue RAN In Late June  
(4-0)
- u. COMM. 11E-7 (2005)  
**COMPTROLLER:** Expenditures Of The County's Tobacco Securitization Proceeds  
(4-0)
- v. COMM. 11E-25 (2005)  
**COUNTY EXECUTIVE:** 2005 Budget Adjustments – DISS  
(4-0)
- w. INTRO 12-9 (2005)  
**SMITH:** Opposition To The New Federal Bankruptcy Laws  
(4-0)
- x. COMM. 12E-3 (2005)  
**COMPTROLLER:** Letter to Legislature Re: Availability of Fund Balance - Park Resolution  
(4-0)
- y. COMM. 12E-16 (2005)  
**COMPTROLLER:** Interim Financial Statements for 3-Month Period Ending 3/31/05  
(4-0)
- z. COMM. 12E-19 (2005)  
**COMPTROLLER:** Country's Potential Borrowing Needs For The Remainder Of The Year  
(4-0)
- aa. COMM. 12E-20 (2005)

- CHASE:** Letter to Comptroller Re: Comptroller's Lawsuit Against EC  
(4-0)
- bb. COMM. 12E-51 (2005)  
**SMITH:** Copy of Letter to Governor Re: State Hospital Closing Commission  
(4-0)
- cc. COMM. 12D-5 (2005)  
**BUDGET, MANAGEMENT, & FINANCE:** Copy of Memo to Deputy Comptroller Re: Lawrence W. Smith & Associates, Inc.  
(4-0)
- dd. COMM. 12M-7 (2005)  
**BUFFALO PUBLIC SCHOOLS:** All High Stadium Reconstruction  
(4-0)
- ee. COMM. 12M-12 (2005)  
**HARTER, SECREST, & EMERY:** Letter to Members of ECL Staff Re: Naples v Erie County, et al - Index No.: I2005 – 1504  
(4-0)
- ff. INTRO 13-2 (2005)  
**WEINSTEIN:** Expanding The Use Of The Buffalo Fiscal Control Board To Benefit Erie County  
(4-0)
2. COMM. 1D-21 (2004) **AS AMENDED**  
**DIRECTOR OF BUDGET, MANAGEMENT, & FINANCE**  
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 investigate the validity of such applications ( see attached listing )
- NOW, THEREFORE, BE IT,
- RESOLVED, that petitions numbered **205227** through **205334** inclusive be hereby approved or denied base upon the recommendation of the Director of Real Property Services and be charged back to the applicable towns and / or cities.
- |                    |      |              |                   |
|--------------------|------|--------------|-------------------|
| <b>FISCAL YEAR</b> | 2005 | Petition No. | <b>205,227.00</b> |
|--------------------|------|--------------|-------------------|

ASSESSOR                      **Refund**                      \$181.06

**S-B-L**    80.06-6-8

**142289 AMHERST**

Acct. No. 112                      \$67.20    County  
Acct. No. 132                      \$113.86    Town/SpecialDist/School

22021 SNYDER # 7 FIRE DISTRICT                      \$15.93

**Charge To :**                      **142289 AMHERST**                      **\$97.93**

Transcription error A/V should be \$150,000.

**FISCAL YEAR**    2004                      Petition No.                      **205,228.00**

ASSESSOR                      **Refund**                      \$319.05

**S-B-L**    80.06-6-8

**142289 AMHERST**

Acct. No. 112                      \$0.00    County  
Acct. No. 132                      \$319.05    Town/SpecialDist/School

**Charge To :**                      **142289 AMHERST**                      **\$319.05**  
**Relevy School**                      \$319.05    142201 AMHERST

CENTRAL

Transcription error. A/V should 150,000.

**FISCAL YEAR**    2005                      Petition No.                      **205,229.00**

ASSESSOR                      **Refund**                      \$250.75

**S-B-L**    223.04-1-17.11

**144000 EDEN**

Acct. No. 112                      \$0.00    County  
Acct. No. 132                      \$250.75    Town/SpecialDist/School

40050 ERIE CO SEW DST 2                      \$250.75

**Charge To :**                      **144000 EDEN**                      **\$0.00**

ECSD #2 EXP charged for 2 units refund one unit and correct frontage.

**FISCAL YEAR**    2004                      Petition No.                      **205,230.00**

ASSESSOR                      **Refund**                      \$1,104.78

**S-B-L**    36.09-1-4.1

Acct. No. 112                      \$0.00    County  
Acct. No. 132                      \$1,104.78    Town/SpecialDist/School

**Charge To :**                      **Relevy School**                      **\$1,104.78**

CENTRAL                      \$1,104.78    144601 GRND ISLN

Enhanced STAR omitted.

**FISCAL YEAR**    2004                      Petition No.                      **205,231.00**

ASSESSOR                      **Refund**                      \$334.21

**S-B-L**    53.84-3-39

**146489 TONAWANDA**

Acct. No. 112                      \$163.79    County  
Acct. No. 132                      \$170.42    Town/SpecialDist/School

**Charge To :**                      **146489 TONAWANDA**                      **\$170.42**

Clerical error RPTL 520 billed in error.

**FISCAL YEAR**    2005                      Petition No.                      **205,232.00**

ASSESSOR                      **Refund**                      \$2,199.29

**S-B-L**    53.84-3-39

**146489 TONAWANDA**

Acct. No. 112                      \$357.12    County

	Acct. No. 132	\$1,842.17	Town/SpecialDist/School
<b>Charge To :</b>	<b>146489 TONAWANDA</b>	<b>\$1,842.17</b>	
FREE	<b>Relevy School</b>	\$1,410.88	146401 KEN-TON UNION

Clerical error. RPTL 520 billed in error.

<b>FISCAL YEAR</b>	2005	Petition No.	<b>205,233.00</b>
	OWNER	<b>Refund</b>	\$63.24

**S-B-L** 66.79-2-5 **146401 KENMORE**

	Acct. No. 112	\$39.24	County
<b>Charge To :</b>	Acct. No. 132	\$24.00	Town/SpecialDist/School
	<b>146401 KENMORE</b>	<b>\$24.00</b>	

Veteran not granted combat status.

<b>FISCAL YEAR</b>	2004	Petition No.	<b>205,234.00</b>
	ASSESSOR	<b>Refund</b>	\$615.87

**S-B-L** 335.16-3-9 **143801 SPRINGVILLE**

	Acct. No. 112	\$0.00	County
<b>Charge To :</b>	Acct. No. 132	\$615.87	Town/SpecialDist/School
	<b>143801 SPRINGVILLE</b>	<b>\$615.87</b>	
	<b>Relevy School</b>	\$615.87	143801 SPRING-GRIFFITH

Basic STAR exemption omitted  
(4-0)

3. INTRO 14-3 (2005)  
**HOLT**

WHEREAS, there are significant conflicts between the Office of the Comptroller and the Division of Budget, Management and Finance, particularly difficulties reconciling contradictory financial data and information submitted to the Legislature by the Comptroller and Budget Director, and

WHEREAS, there are clear problems and an inability on the part of the existing County financial staff in each department to accurately monitor County finances and timely report to the Legislature, and

WHEREAS, given the County's ongoing fiscal distress and significant deficit – a deficit number that the Budget Director and Comptroller fundamentally disagree upon, with one stating it as \$60 million and the other \$113.5 million – an irreconcilable difference, and

WHEREAS, the Budget Director, as well as the Comptroller, and her top two deputies are leaving or have already departed County government in 2005, and

WHEREAS, some Legislators have indicated their interest in securing independent financial analysis and guidance to assist and counsel the Legislature,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby express its interest in the possibility of retaining an independent financial advisor to assist and counsel Erie County Government, as well as the Legislature, in financial matters including budget analysis and bond and note sales and underwriting, and be it further

RESOLVED, that certified copies of this resolution be transmitted to the County Executive, Comptroller, Budget Director and County Attorney.  
(4-0)

**DEMONE A. SMITH**  
**CHAIRMAN**