

March 15, 2004

FINANCE & MANAGEMENT
COMMITTEE
REPORT NO. 4

ALL MEMBERS PRESENT. CHAIRMAN HOLT PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, that the following item is hereby received and filed..

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| | Item | Page | -2004 | (Comm. 1E-25) |
| a. | COMPTROLLER: Sales & Use Tax Exemption – Parks, Recreation & Forestry for Period 1/1/00 – 9/10/03. | | | |
| | (6-0) Chairman Holt present as Ex-Officio member. | | | |

AS AMENDED

2.	Item	Page	-2004	(Comm. 1D-21)
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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 204097 through 204120 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.

FISCAL YEAR	2004	Petition No.	204097
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ASSESSOR	Cancel	\$1,051.53
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S-B-L	142.37-2-12	140900 LACKAWANNA
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Acct. No. 112	\$1,051.53	County
Acct. No. 132	\$0.00	Town/SpecialDist/School

<u>Charge To :</u>	140900 LACKAWANNA	\$0.00
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CANCEL- CLERICAL ERROR, PARCELS ACQUIRED BY THE CITY OF LACKAWANNA THROUGH FORCLOSURE. THE EXEMPTION WAS OMITTED FROM THE TAX ROLL. RPTL 550(2)C

FISCAL YEAR	2004	Petition No.	204098
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ASSESSOR	Cancel	\$1,476.23
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S-B-L 16.00-5-28.2 142289 AMHERST

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,476.23	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST		\$1,476.23

CANCEL - CLERICAL ERROR, THE GALLONAGE USED FOR THE CALCULATION OF THE SEWER TAX WAS INCORRECT. THE GALLONAGE USED WAS 90,580 AND SHOULD BE 8808. RPTL 550(2)E

FISCAL YEAR	2004	Petition No.	204099
	ASSESSOR	Cancel	\$24.30

S-B-L 27.00-2-20 142289 AMHERST

	Acct. No. 112	\$9.98	County
	Acct. No. 132	\$14.32	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST		\$14.32

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 108,000 AND SHOULD BE 105,800. RPTL 550(2)A

FISCAL YEAR	2004	Petition No.	204100
	ASSESSOR	Cancel	\$451.22

S-B-L 28.02-9-45 142289 AMHERST

	Acct. No. 112	\$158.77	County
	Acct. No. 132	\$292.45	Town/SpecialDist/School
	22029 SWORMSVILE FIRE PROTECTION	\$47.54	
<u>Charge To :</u>	142289 AMHERST		\$244.91

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 142,000 AND SHOULD BE 107,000. RPTL 550(2)A

	Acct. No. 112	\$3,099.30	County
	Acct. No. 132	\$5,004.51	Town/SpecialDist/School
<u>Charge To :</u>	144889 HAMBURG		\$5,004.51

CANCEL - CLERICAL ERROR, THE EXEMPTION FOR A NON - PROFIT ORGANIZATION WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

FISCAL YEAR 2004 Petition No. 204120

ASSESSOR Refund \$277.00

S-B-L 251.00-3-26.1 144489 EVANS

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$277.00	Town/SpecialDist/School
<u>Charge To :</u>	144489 EVANS		\$277.00

REFUND - CLERICAL ERROR, THIS PARCEL DOES NOT USE GARBAGE SERVICE. THE GARBAGE TAX WAS PLACED ON PARCEL IN ERROR. RPTL 550(2)E
CHECK FOR: MICHAEL & KELLIE CHIAVETTA
(6-0) Chairman Holt present as Ex-Officio member.

3. Item Page -2004 (Comm. 6E-15)

COUNTY EXECUTIVE

WHEREAS, Assembly Bill A. 9862 and Senate Bill S. 6125, now pending before the New York State Legislature, would authorize Erie County to offer an early retirement incentive to certain Erie County employees;

NOW THEREFORE, BE IT RESOLVED, THAT A HOME RULE REQUEST IS MADE TO THE NEW YORK STATE LEGISLATURE AS FOLLOWS:

TO THE LEGISLATURE:

Pursuant to Article IX of the Constitution, the County of Erie requests the enactment of Assembly Bill A. 9862, entitled "AN ACT to provide a temporary retirement incentive for certain public employees within Erie County."

It is hereby declared that a necessity exists for the enactment of such legislation, and that the facts establishing such necessity are as follows:

The local government does not have power to enact such legislation by local law.

Such request is made by the chief executive officer of such municipality, concurred with by a majority of the total membership of the local legislative body.

AND BE IT FURTHER RESOLVED, that the Clerk of the Legislature be directed to forward copies of this home rule request, certified by the Erie County Executive and the Clerk of the Erie County Legislature, two copies to the New York State Senate and two copies to the New York State Assembly.

WHEREAS, Senate Bill S. 6125 and Assembly Bill A. 9862, now pending before the New York State Legislature, would authorize Erie County to offer an early retirement incentive to certain Erie County employees;

NOW THEREFORE, BE IT RESOLVED, THAT A HOME RULE REQUEST IS MADE TO THE NEW YORK STATE LEGISLATURE AS FOLLOWS:

TO THE LEGISLATURE:

Pursuant to Article IX of the Constitution, the County of Erie requests the enactment of Senate Bill S. 6125, entitled "AN ACT to provide a temporary retirement incentive for certain public employees within Erie County."

It is hereby declared that a necessity exists for the enactment of such legislation, and that the facts establishing such necessity are as follows:

The local government does not have power to enact such legislation by local law.

Such request is made by the chief executive officer of such municipality, concurred with by a majority of the total membership of the local legislative body.

AND BE IT FURTHER RESOLVED, that the Clerk of the Legislature be directed to forward copies of this home rule request, certified by the Erie County Executive and the Clerk of the Erie County Legislature, two copies to the New York State Senate and two copies to the New York State Assembly.

(6-0) Chairman Holt present as Ex-Officio member.

ALBERT DEBENEDETTI
CHAIRMAN