

June 12, 2003

FINANCE & MANAGEMENT
COMMITTEE
REPORT NO. 8

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

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

Item Page -2003 (Comm. 6E-35)
a. **DeBENEDETTI:** Copy of Letter to Comptroller's Office Re: Bonded Indebtedness.
(6-0) Chairman Swanick Present as Ex-Officio Member.

Item Page -2003 (Comm. 8E-1)
b. **COMPTROLLER:** Response to Legislator DeBenedetti Re: County's Bonded
Indebtedness.
(6-0) Chairman Swanick Present as Ex-Officio Member.

Item Page -2003 (Comm. 9E-1)
c. **COMPTROLLER:** EC Tobacco Asset Securitization Transaction.
(6-0) Chairman Swanick Present as Ex-Officio Member.

Item Page -2003 (Comm. 9E-15)
d. **HOLT:** Copy of Letter to Budget Director Re: Budget Monitoring Reports.
(6-0) Chairman Swanick Present as Ex-Officio Member.

Item Page -2003 (Comm. 10E-5)
e. **COMPTROLLER:** Review of Unfilled Vacant Positions.
(6-0) Chairman Swanick Present as Ex-Officio Member.

Item Page -2003 (Comm. 10E-6)
f. **COMPTROLLER:** Overview of Erie County's Fiscal Condition.
(6-0) Chairman Swanick Present as Ex-Officio Member.

Item Page -2003 (Comm. 11E-3)
g. **COMPTROLLER:** Apportionment & Distribution of 4% Sales Tax Revenue for 5/03.
(6-0) Chairman Swanick Present as Ex-Officio Member.

AS AMENDED

2. Item Page -2002 (Comm. 2D-13)
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 **203245** through **203250** 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	2003	Petition No.	203245
	ASSESSOR	Cancel	\$241.23

S-B-L 164.20-2-37 **142401 EAST AURORA**

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$241.23	Town/SpecialDist/School
Charge To :	142401 EAST AURORA		\$241.23

Relevy Village \$241.23 Village of EAST AURORA
 CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF
 6,632 WAS MISCALCULATED. THE CORRECT AMOUNT SHOULD BE 22,107.
 RPTL 550(2)B

FISCAL YEAR	2001	Petition No.	203246
	ASSESSOR	Refund	\$345.00

S-B-L 211.00-4-30.2 **142600 BOSTON**

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$345.00	Town/SpecialDist/School
Charge To :	142600 BOSTON		\$345.00

REFUND - CLERICAL ERROR, THIS PARCEL IS VACANT LAND. PARCEL WAS
 CHARGED IN ERROR FOR 3 REFUSE UNITS. RPTL 550(2)E
 CHECK FOR : BARBARA SCHUNK

FISCAL YEAR	2003	Petition No.	203247
	ASSESSOR	Cancel	\$145.20

S-B-L 335.19-5-22 **143801 SPRINGVILLE**

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$145.20	Town/SpecialDist/School
Charge To :	143801 SPRINGVILLE		\$145.20

Relevy Village \$145.20 Village of SPRINGVILLE
 CANCEL - CLERICAL ERROR, ASSESSED VALUE WAS ENTERED INCORRECTLY ON
 THE TAX ROLL. THE ASSESSMENT WAS 56,400 AND SHOULD BE 44,400.
 RPTL 550(2)A

FISCAL YEAR	2002	Petition No.	203248
	ASSESSOR	Refund	\$646.53

S-B-L 66.41-4-26

146489 TONAWANDA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$646.53	Town/SpecialDist/School
	41854 BASIC STAR EXEMPTION	\$646.53	
<u>Charge To :</u>	146489 TONAWANDA		\$0.00

REFUND - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 21,130 WAS OMITTED FROM THE TAX ROLL. RPTL 550(2)C
CHECK IN FAVOR OF: MICHAEL & PAT UTZIG

FISCAL YEAR	2003	Petition No.	203249
	ASSESSOR	Refund	\$101.12

S-B-L 66.35-4-23

146489 TONAWANDA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$101.12	Town/SpecialDist/School
<u>Charge To :</u>	146489 TONAWANDA		\$101.12

REFUND - CLERICAL ERROR, THE DELINQUENT WATER WAS POSTED TO THE ACCOUNT IN ERROR. PREVIOUSLY PAID. RPTL 550(2)E
CHECK FOR: THOMAS TOADARO

FISCAL YEAR	2003	Petition No.	203250
	ASSESSOR	Refund	\$1,711.89

S-B-L 79.30-2-22

146489 TONAWANDA

	Acct. No. 112	\$427.99	County
	Acct. No. 132	\$1,283.90	Town/SpecialDist/School
<u>Charge To :</u>	146489 TONAWANDA		\$1,283.90
	Relevy School	\$830.15	146401 KEN-TON UNION FREE

REFUND - CLERICAL ERROR, THE RPTL 520 WAS CREATED IN ERROR ON THE TAX ROLL. NO EXEMPTION ON THE 2002 TAX BILL. RPTL 550(2)E
CHECK FOR : CHRISTOPHER HUBER
(6-0) Chairman Swanick Present as Ex-Officio Member.

3. Item Page -2003 (Comm. 10E-37)

COUNTY EXECUTIVE

WHEREAS, the Division of Budget, Management and Finance, in cooperation with the Erie County Comptroller, and in consultation with departmental accountants, has identified accounts with projected budget deficiencies prior to year-end closing, and

WHEREAS, budget amendments are required to eliminate the aforementioned deficiencies in order to close the County's books and prepare financial statements for review by the County's independent auditors for the 2002 fiscal year, and

WHEREAS, these budget amendments will have no net fiscal impact as funds either are transferred from accounts with available balances to accounts with projected deficiencies or unanticipated revenues are appropriated, and

WHEREAS, final year-end transactions and accrual entries cannot be processed in the accounting system by the Comptroller for accounts with budget deficiencies until said deficiencies are eliminated through budget amendments.

NOW, THEREFORE, BE IT

RESOLVED, that the Division of Budget, Management and Finance is hereby authorized to amend the budgets of General Fund Departments, the Department of Social Services, the Road Fund, the Sewer Funds, and Debt Service Funds as specified in the following schedule, and be it further

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

**2002 YEAR-END BUDGET BALANCING
ROUND TWO BUDGET AMENDMENTS**

GENERAL FUND

Account/DAC Code: Amount	Description:	Debit (Credit) Amount
110 905 0100 803	M/C Salary Adjustment (Legislature)	94,837
110 906 0110 800	Personal Services (County Executive)	(13,503)
110 906 0110 803	M/C Salary Adjustment (County Executive)	44,355
110 907 0800 800	Personal Services (Labor Relations)	(16,700)
110 907 0800 803	M/C Salary Adjustment (Labor Relations)	1,142
110 908 0210 803	M/C Salary Adjustment (Budget, Management & Finance)	35,693
110 909 0600 803	M/C Salary Adjustment (Law)	126,895
110 909 0600 509	Refunds of PR/Years Expenses (Law)	(268,790)
110 910 0610 803	M/C Salary Adjustment (Personnel)	27,063
110 911 0220 800	Personal Services (Public Works-Commissioner)	(641,201)
110 911 0220 803	M/C Salary Adjustment (Public Works-Commissioner)	7,658
110 912 0221 803	M/C Salary Adjustment (Public Works-Buildings & Grds)	5,654
110 913 0222 800	Personal Services (Public Works-Wgts & Measures)	(7,625)
110 913 0222 803	M/C Salary Adjustment (Public Works-Wgts & Measures)	1,808
110 913 0222 549 0157	Item Pricing Penalties (Public Works-Wgts & Measures)	(150,600)
110 914 0120 800	Personal Services (Comptroller)	(38,283)

110 914 0120 803	M/C Salary Adjustment (Comptroller)	17,587
110 915 0130 803	M/C Salary Adjustment (County Clerk-Registrar)	8,635
110 915 0130 343	Recording Fees (County Clerk-Registrar)	(783,000)
110 916 0131 803	M/C Salary Adjustment (County Clerk-Auto Bureau)	4,411
110 916 0131 350	Auto Fees-North (County Clerk-Auto Bureau)	(153,000)
110 916 0131 351	Auto Fees-Southtowns (County Clerk-Auto Bureau)	(234,500)
110 916 0131 352	Auto Fees-Eastern (County Clerk-Auto Bureau)	(182,500)
110 917 0140 800	Personal Services (District Attorney)	(254,771)
110 917 0140 803	M/C Salary Adjustment (District Attorney)	223,430
110 918 0500 803	M/C Salary Adjustment (Board of Elections)	18,578
110 918 0500 511	Refunds of PR/Years Expenses (Board of Elections)	(129,500)
110 918 0500 684 0200	Misc. Federal Aid-FEMA (Board of Elections)	(270,500)
110 919 0550 800	Personal Services (EEO)	(6,500)
110 919 0550 803	M/C Salary Adjustment (EEO)	6,761
110 923 0310 802	Reductions from Personal Services	4,518,472
110 924 0311 336	Premium on Obligations	(452,360)
110 924 0311 511	Refunds of PR/Years Expenses (Countywide)	(82,770)
110 924 0311 518	Miscellaneous Receipts (Countywide)	(54,080)
110 926 0540 800	Personal Services (Comm on Status of Women)	(171)
110 926 0540 803	M/C Salary Adjustment (Comm on Status of Women)	5,196
110 927 0510 803	M/C Salary Adjustment (DISS)	29,236
110 927 0510 685 2000	Interfund Revenue Non-Sub (DISS)	(390,000)
110 928 0511 803	M/C Salary Adjustment (Bureau of Purchasing)	9,263
110 930 0650 803	M/C Salary Adjustment (Central Police Services)	9,251
110 931 0150 803	M/C Salary Adjustment (Sheriff)	35,791
110 931 0150 364	Civil Process Fees (Sheriff)	(69,500)
110 931 0150 521	Other Unclassified Revenues (Sheriff)	(55,000)
110 931 0150 684 0100	Misc. Federal Aid-Other (Sheriff)	(83,690)
110 931 0150 684 0200	Misc. Federal Aid-FEMA (Sheriff)	(19,225)
110 932 0151 803	M/C Salary Adjustment (Holding Center)	22,307
110 932 0151 473	Jail Facilities for Other Governments (Holding Center)	(454,000)
110 933 0660 803	M/C Salary Adjustment (Correctional Facility)	1,164
110 933 0660 473	Jail Facilities for Other Governments (Correctional Facility)	(167,000)
110 934 0260 803	M/C Salary Adjustment (Probation)	6,359
110 935 0670 800	Personal Services (Emergency Services)	(10,937)
110 935 0670 803	M/C Salary Adjustment (Emergency Services)	8,917
110 936 0240 803	M/C Salary Adjustment (Mental Health-Admin.)	11,725
110 937 0241 800	Personal Services (Mental Health-Forensic)	(8,261)
110 937 0241 803	M/C Salary Adjustment (Mental Health-Forensic)	4,289
110 938 0530 803	M/C Salary Adjustment (Veterans' Services)	13,189
110 939 0630 803	M/C Salary Adjustment (Senior Services-Admin.)	8,784
110 940 0631 800	Personal Services (Senior Services-Trans.)	(28,050)
110 942 0640 800	Personal Services (Parks)	(121,311)
110 942 0640 803	M/C Salary Adjustment (Parks)	23,883
110 943 0620 800	Personal Services (Recreation)	(9,831)
110 943 0620 803	M/C Salary Adjustment (Recreation)	2,301
110 944 0642 800	Personal Services (Forestry)	(486)

110 944 0642 803	M/C Salary Adjustment (Forestry)	4,220
110 945 0620 800	Personal Services (Environment & Planning)	(82,534)
110 945 0620 803	M/C Salary Adjustment (Environment & Planning)	22,328
110 946 0250 803	M/C Salary Adjustment (Youth Bureau)	5,196
110 947 0251 800	Personal Services (Youth Detention)	(46,471)
110 947 0251 803	M/C Salary Adjustment (Youth Detention)	4,133
110 949 0270 803	M/C Salary Adjustment (Health)	29,860
110 949 0270 684 0107	Misc. Federal Aid (Health)	(62,103)
110 950 0271 800	Personal Services (Emerg. Med.Services)	(2,423)
110 950 0271 803	M/C Salary Adjustment (Emerg. Med.Services)	3,180
110 951 0272 803	M/C Salary Adjustment (Public Health Lab)	2,427
110 955 0620 800	Personal Services (East Side Transfer Station)	(1,025)
110 986 0273 803	M/C Salary Adjustment (Medical Examiner)	11,436
110 987 0274 800	Personal Services (Persons/Special Needs)	<u>(65,213)</u>

Subtotal General Fund 0

**2002 YEAR-END BUDGET BALANCING
ROUND TWO BUDGET AMENDMENTS**

SOCIAL SERVICES SUBFUND			Debit (Credit) Amount
Account/DAC Code:	Description:		
120 800	Personal Services		(1,849,000)
120 802	Reductions from Personal Services		2,233,163
120 803	M/C Salary Adjustment		37,698
120 826	Other Expenses		<u>(421,861)</u>
Subtotal Social Services Subfund			0

ROAD FUND			Debit (Credit) Amount
Account/DAC Code:	Description:		
210 800	Personal Services		(209,987)
210 802	Reductions from Personal Services		200,000
210 803	M/C Salary Adjustment		<u>9,987</u>
Subtotal Road Fund			0

DEBT SERVICE FUNDS

Account/DAC Code:	Description:	Debit (Credit) Amount
310 821	Dues & Fees (General Debt)	16,367
310 336	Premium on Obligations (General Debt)	(16,367)
321 826	Other Expenses (Sewer Debt)	195,000
321 692	Bond Proceeds for Advance Refunds (Sewer Debt)	(195,000)
322 826	Other Expenses (Sewer Debt)	5,145,000
322 692	Bond Proceeds for Advance Refunds (Sewer Debt)	<u>(5,145,000)</u>
Subtotal Debt Service Funds		0

**2002 YEAR-END BUDGET BALANCING
ROUND TWO BUDGET AMENDMENTS**

SEWER FUND

Account/DAC Code:	Description:	Debit (Credit) Amount
220 851 0810 800	Personal Services	(102,954)
220 851 0810 801	Overtime	(29,617)
220 851 0810 803	M/C Salary Adjustment	1,849
220 851 0810 805	Fringe Benefits	130,722
220 852 0820 800	Personal Services	(25,127)
220 852 0810 801	Overtime	(1,268)
220 852 0820 803	M/C Salary Adjustment	2,677
220 852 0820 805	Fringe Benefits	23,718
220 853 0830 800	Personal Services	(83,624)
220 853 0830 803	M/C Salary Adjustment	7,369
220 853 0830 805	Fringe Benefits	76,255
220 854 0840 800	Personal Services	(32,694)
220 854 0840 801	Overtime	(21,015)
220 854 0840 803	M/C Salary Adjustment	2,611
220 854 0840 805	Fringe Benefits	61,475
220 854 0840 816	Maintenance Supplies	(10,377)
220 855 0850 800	Personal Services	(16,447)
220 855 0850 803	M/C Salary Adjustment	<u>16,447</u>
Subtotal Sewer Fund		0

(6-0) Chairman Swanick Present as Ex-Officio Member.

AS AMENDED
(Comm. 11E-13)

4. Item Page -2003

COUNTY EXECUTIVE

WHEREAS, the Erie County Legislature has determined that, as an alternative to the sale, assignment and transfer of certain delinquent real property tax liens to a Delaware statutory trust organized by the State of New York Municipal Bond Bank Agency, the County of Erie may be better served by authorizing the sale and assignment of certain County-owned tax certificates, representing delinquent real property taxes from 2002 and prior years, to a private firm for the full face value thereof pursuant to Section 7-8.0 of the Erie County Tax Act;

NOW THEREFORE, be it:

RESOLVED, that the Erie County Legislature hereby authorizes and directs the Commissioner of Finance to sell, transfer, assign and convey to a private buyer such County-owned tax certificates, representing delinquent real property taxes from 2002 and prior years, as may be jointly selected by the private buyer and the Commissioner of Finance, provided that the consideration therefor in all cases shall be the full face value of the tax certificates sold, including the unpaid taxes themselves together with all penalties interest and fees accrued to the date of such sale; and be it further,

RESOLVED, that the County Executive, the Budget Director and the Commissioner of Finance [collectively, the "Authorized Officers"] be, and each of them hereby is, authorized, empowered and directed to execute and deliver the instruments necessary to transfer, assign and convey all of Erie County's right, title and interest in the tax certificates sold, together with any other agreements, documents and instruments as any of the Authorized Officers may deem necessary or advisable to carry out the purpose and intent of this resolution, and to mail or otherwise forward any notices or other communications deemed necessary or desirable by any Authorized Officer to the owners of the real properties affected by the tax certificates being sold or to any other persons in connection with the sale thereof; and be it further,

RESOLVED, that any actions of the Authorized Officers in furtherance of the purposes of this resolution, whether taken before or after the adoption or effectiveness of this resolution are hereby approved, confirmed, ratified and adopted; and be it further,

RESOLVED, that certified copies of this Resolution be forwarded to the County Executive, the Budget Director, the County Attorney, the County Comptroller, and the Deputy Commissioner of Finance.

(6-0) Chairman Swanick Present as Ex-Officio Member.

5. Item Page -2003 (Comm. 11E-32)

COUNTY EXECUTIVE

WHEREAS, the Division of Budget, Management and Finance received a request on behalf of the Town of Elma regarding the referenced parcel, and

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

WHEREAS, this parcel will be used by the Town of Elma for purposes of installing a storm water detention basin to benefit the surrounding residential area, and

WHEREAS, the Town Board of Elma in a resolution agreed to accept this parcel from Erie County, and

WHEREAS, the Town of Elma understands that if it were to sell this parcel at a future date, the County of Erie would be entitled to share in the profit of 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 Town of Elma, 1910 Bowen Road, Elma, New York 14059 for the sum of One and 00/100 Dollars (\$1.00).

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Elma, County of Erie and State of New York being part of Lot 106, Township 10 and Range 6 of the Buffalo Creek Reservation and being also part of Lot 376 of the Ebenezer Lands, so-called, bounded and described as follows:

BEGINNING at a point in the easterly line of Transit Road, five hundred and eighty-four and six-hundredths (584.06) feet northerly from the southerly line of said Lot 106; running thence easterly along the northerly line of lands heretofore conveyed to Arthur D. Mason, and at right angles to said Transit Road, about twelve hundred and seventy-five hundredths (1200.75) feet to Blossom Road; thence northerly along said Blossom Road one hundred (100) feet; thence westerly at right angles to said Transit Road about twelve hundred, and forty hundredths (1200.40) feet to said line of Transit Road, and thence southerly along said line of Transit Road one hundred (100) feet to the place of beginning, containing two & seventy-four hundredths (2.74) acres of land, be the same more or less.

Excepting that portion taken by the County of Erie under Liber 5931 Page 357. Further described on Erie County Tax Maps as Section, Block and Lot No. 136.000-5-34.1. Intending to convey land acquired by the County of Erie as Serial No. 988 in In Rem Tax Foreclosure Action No. 151 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 aforesaid purchaser, and be it further

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

(6-0) Chairman Swanick Present as Ex-Officio Member.

6. Item Page -2003 (Comm. 11E-33)
COUNTY EXECUTIVE

WHEREAS, the Division of Budget, Management and Finance received a request from the Town of Lancaster regarding the referenced parcels, and

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

WHEREAS, the intention of the Town of Lancaster is to combine these two parcels with a portion of property being donated to the Town as part of a wetland mitigation program. The Town would in-turn place a conservation easement over the general area to preserve the natural state of the property, and

WHEREAS, the Town of Lancaster in a resolution agreed to accept these parcels from Erie County, and

WHEREAS, the Town of Lancaster understands that if it were to sell these parcels at a future date, the County of Erie would be entitled to share in the profit of those sales.

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 the Town of Lancaster for the sum of One and 00/100 Dollars (\$1.00).

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Lancaster, County of Erie and State of New York being part of Farmlot 11, Section 10, Township 11 and Range 6 of the Holland Land Company's survey being further described as sublots 1 thru 13 inclusive, Block P under Map Cover 535,

Intending to convey land acquired by the County of Erie as Serial No. 2488 in In Rem Tax Foreclosure Action No. 139 and further described on Erie County Tax Maps as Section, Block and Lot No. 115.090-1-43, and

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Lancaster, County of Erie and State of New York being part of Farmlot 11, Section 10, Township 11 and Range 6 of the Holland Land Company's survey being further described as sublots 14 thru 16 inclusive, Block P under Map Cover 535,

Intending to convey land acquired by the County of Erie as Serial No. 693 in In Rem Tax Foreclosure Action No. 131 and further described on Erie County Tax Maps as Section, Block and Lot No. 115.090-1-44,

Excepting and reserving a 20 foot wide Permanent Easement to Erie County/Erie County Sewer District No. 4; being the north 20 foot of Sublots 1 thru 14 and the east 20 foot of sublots 14 thru 16, Block P of Map Cover 535 and as shown on attached sketch, 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 Division of Budget, Management and Finance, the Office of the County Comptroller, the County Attorney and the Finance Department.

(6-0) Chairman Swanick Present as Ex-Officio Member.

7. Item Page -2003 (Comm. 11E-34)

COUNTY EXECUTIVE

WHEREAS, the Division of Budget, Management and Finance received a request from the Village of Angola regarding the referenced parcel, and

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

WHEREAS, the intention of the Village of Angola is to continue the present use of this parcel as a parking area, and

WHEREAS, the Village Board of Angola in a resolution agreed to accept this parcel from Erie County, and

WHEREAS, the Village of Angola understands that if it were to sell this parcel at a future date, the County of Erie would be entitled to share in the profit of 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 Village of Angola, 41 Commercial Street, Angola, New York 14006 for the sum of One and 00/100 Dollars (\$1.00).

ALL THAT TRACT OR PARCEL OF LAND situate in the Village of Angola, Town of Evans, County of Erie and State of New York being part of Farmlot 55, Township 8 and Range 9 and further described as follows:

BEGINNING at a point in the southeast line of Commercial Street 161.26 ' Northeast of the northeast line of Washington Street (extended);

Thence Northeast 62.08 feet to a point;

Thence Southeast 44 feet to lands of Conrail;

Thence Southwest 62.08 feet to a point;

Thence Northwest 39.60 feet to the point of beginning

Intending to convey land acquired by the County of Erie as Serial No. 186 in In Rem Tax Foreclosure Action No. 126 and further described on Erie County Tax Maps as Section, Block and Lot No. 235.190-4-4,

Excepting and reserving a 20 foot wide Permanent Easement to Erie Count/Erie County Sewer District No. 2; Being the northwesterly 20 foot strip of SBL# 235.190-4-4 along the southerly bounds of Commercial Street, in Township 8, Range 9, Farm Lot 55 and as shown on the attached sketch, 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 aforesaid purchaser, and be it further

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

(6-0) Chairman Swanick Present as Ex-Officio Member.

8. Item Page -2003 (Comm. 11E-36)
COUNTY EXECUTIVE

WHEREAS, the Erie County Charter requires that the Comptroller conduct audits of County operations in accordance with standards published by the Comptroller General of the United States, and

WHEREAS, the Comptroller General requires that all municipalities conducting audits under Government Accounting Office (GAO) standards have an external quality control review at least once every three years, and

WHEREAS, the last external quality review of the Comptroller's internal audit function was conducted in August 1999, and

WHEREAS, the Comptroller prepared and forwarded a Request For Proposal to local CPA firms, and after a review of responses by a three-member committee, recommended the selection of Lumsden & McCormick, LLP, the lowest bidder;

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into a contract with the firm of Lumsden & McCormick, LLP for a quality control review of the Comptroller's audit process at a cost of \$5,500, and be it further

RESOLVED, that the cost of this contract will be charged to the Comptroller's 2003 Budget, Account 821-Dues and Fees, and be it further

RESOLVED, that certified copies of this resolution be provided to the County Executive, Comptroller and County Attorney.

(6-0) Chairman Swanick Present as Ex-Officio Member.

DALE W. LARSON
CHAIRMAN