

September 26, 2011

FINANCE & MANAGEMENT COMMITTEE
REPORT NO. 11

ALL MEMBERS PRESENT.

- 1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 16E-4 (2011)
COMPTROLLER: "EC 2010 Comprehensive Annual Financial Report"
(6-0)
 - b. COMM. 16E-5 (2011)
COMPTROLLER: "Copy of Comprehensive Annual Financial Report for the Year Ended 12/31/2010"
(6-0)
 - c. COMM. 18E-1 (2011)
COUNTY EXECUTIVE: "Letter to Legislature Concerning Revenue Anticipation Notes"
(6-0)
 - d. COMM. 18E-4 (2011)
COMPTROLLER: "2011 Revenue Anticipation Note & Declaration of Need"
(6-0)
 - e. COMM. 18E-6 (2011)
COMPTROLLER: "Copy of Financial Report for the Second Quarter, Period Ending June 30, 2011"
(6-0)
 - f. COMM. 18E-11 (2011)
COUNTY EXECUTIVE: "Letter to Comptroller with List of Designated Depositories"
(6-0)
 - g. COMM. 18E-13 (2011)
COMPTROLLER: "Results of 2011 Revenue Anticipation Note RFP"
(6-0)

- h. COMM. 18D-4 (2011)
DIRECTOR OF BUDGET & MANAGEMENT: "Copy of Budget Monitoring Report for Period Ending 6/30/2011"
(6-0)
- i. COMM. 18D-9 (2011)
CLERK, FINANCE & MANAGEMENT: "2011 Mid-Year Budget Hearings' Report"
(6-0)
- j. COMM. 18M-4 (2011)
ASSIGNED COUNSEL PROGRAM: "Copy of Financial Report for Period of 1/1/2011 - 6/30/2011"
(6-0)
- k. COMM. 19M-1 (2011)
EXECUTIVE DIRECTOR, ECFSA: "Letter to Chair of the Legislature with Copy of Resolution Concerning Approving the Issuance Notes by the ECFSA"
(6-0)

2. COMM. 8D-3 (2010)
EC REAL PROPERTY TAX SERVICES 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 211186 through 211206, 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	2011	Petition No.	211,186.00
	ASSESSOR	Refund	\$226.74
S-B-L	41.65-1-29		142289 AMHERST

Acct. No. 112 \$103.05 County
Acct. No. 132 \$123.69 Town/SpecialDist/School

22028 GETZVLE FIRE PROTECTION \$15.47
Charge To : 142289 AMHERST \$108.22

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED TO THE TAX ROLL
REFUND TO BE ISSUED TO: GARNER HOLDSWORTH

FISCAL YEAR 2010 Petition No. 211,187.00
ASSESSOR Refund \$349.03

S-B-L 41.65-1-29 142289 AMHERST
Acct. No. 112 \$0.00 County
Acct. No. 132 \$349.03 Town/SpecialDist/School
Charge To : 142289 AMHERST \$349.03
Relevy School 142203

WILLIAMSVILLE CENT

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED TO THE TAX ROLL
REFUND TO BE ISSUED TO: GARNER HOLDSWORTH

FISCAL YEAR 2011 Petition No. 211,188.00
ASSESSOR Refund \$230.13

S-B-L 41.65-1-28 142289 AMHERST
Acct. No. 112 \$104.61 County
Acct. No. 132 \$125.52 Town/SpecialDist/School
22028 GETZVLE FIRE PROTECTION \$15.70
Charge To : 142289 AMHERST \$109.82

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED TO THE TAX ROLL
REFUND TO BE ISSUED TO: GARNER HOLDSWORTH

FISCAL YEAR 2010 Petition No. 211,189.00

ASSESSOR Refund \$354.30

S-B-L 41.65-1-28 142289 AMHERST

Acct. No. 112 \$0.00 County
Acct. No. 132 \$354.30 Town/SpecialDist/School
Charge To : 142289 AMHERST \$354.30
Relevy School \$354.30 142203

WILLIAMSVILLE CENT

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED TO THE TAX ROLL
REFUND TO BE ISSUED TO: GARNER HOLDSWORTH

FISCAL YEAR 2010 Petition No. 211,190.00
ASSESSOR Refund \$401.65

S-B-L 41.65-1-26 142289 AMHERST
Acct. No. 112 \$0.00 County
Acct. No. 132 \$401.65 Town/SpecialDist/School
Charge To : 142289 AMHERST \$401.65
Relevy School \$401.65 142203

WILLIAMSVILLE CENT

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED TO THE TAX ROLL
REFUND TO BE ISSUED TO: GARNER HOLDSWORTH

FISCAL YEAR 2011 Petition No. 211,191.00
ASSESSOR Refund \$260.91

S-B-L 41.65-1-26 142289 AMHERST
Acct. No. 112 \$118.59 County
Acct. No. 132 \$142.32 Town/SpecialDist/School
22028 GETZVLE FIRE PROTECTION \$17.80
Charge To : 142289 AMHERST \$124.52

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED TO THE TAX ROLL

REFUND TO BE ISSUED TO: GARNER HOLDSWORTH

FISCAL YEAR	2011	Petition No.	211,192.00
	ASSESSOR	Refund	\$299.63
S-B-L	41.65-1-25	142289 AMHERST	
	Acct. No. 112	\$136.19	County
	Acct. No. 132	\$163.44	Town/SpecialDist/School
	22028 GETZVLE FIRE PROTECTION	\$20.44	
<u>Charge To :</u>	142289 AMHERST	\$143.00	

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED TO THE TAX ROLL
REFUND TO BE ISSUED TO: GARNER HOLDSWORTH

FISCAL YEAR	2010	Petition No.	211,193.00
	ASSESSOR	Refund	\$461.29
S-B-L	41.65-1-25	142289 AMHERST	
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$461.29	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST	\$461.29	
	Relevy School	\$461.29	142203

WILLIAMSVILLE CENT

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED TO THE TAX ROLL
REFUND TO BE ISSUED TO: GARNER HOLDSWORTH

FISCAL YEAR	2011	Petition No.	211,194.00
	ASSESSOR	Refund	\$82.03
S-B-L	41.65-1-12	142289 AMHERST	
	Acct. No. 112	\$37.28	County
	Acct. No. 132	\$44.75	Town/SpecialDist/School
	22028 GETZVLE FIRE PROTECTION	\$5.60	

Charge To : 142289 AMHERST \$39.15

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED TO THE TAX ROLL
REFUND TO BE ISSUED TO: GARNER S HOLDSWORTH

FISCAL YEAR	2010	Petition No.	211,195.00
	ASSESSOR	Refund	\$126.29
S-B-L	41.65-1-12	142289 AMHERST	
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$126.29	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST	\$126.29	\$126.29
	Relevy School	\$126.29	142203

WILLIAMSVILLE CENT

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED TO THE TAX ROLL
REFUND TO BE ISSUED TO: GARNER S HOLDSWORTH

FISCAL YEAR	2009	Petition No.	211,196.00
	ASSESSOR	Cancel	\$190.00
S-B-L	258.09-1-2.1	142600 BOSTON	
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$190.00	Town/SpecialDist/School
<u>Charge To :</u>	142600 BOSTON	\$190.00	\$190.00

RPTL 550(2): SPECIAL DISTRICTS CHARGED IN ERROR
NEW TAX BILL TO BE ISSUED TO: JOSEPH W & JENNY DUFFY

FISCAL YEAR	2010	Petition No.	211,197.00
	ASSESSOR	Cancel	\$192.00
S-B-L	258.09-1-2.1	142600 BOSTON	
	Acct. No. 112	\$0.00	County

Charge To : Acct. No. 132 \$192.00 Town/SpecialDist/School
142600 BOSTON \$192.00

RPTL 550(2): SPECIAL DISTRICTS CHARGED IN ERROR
NEW TAX BILL TO BE ISSUED TO: JOSEPH W & JENNY DUFFY

FISCAL YEAR 2011 Petition No. 211,198.00

ASSESSOR Cancel \$197.93

S-B-L 258.09-1-2.1 142600 BOSTON

Acct. No. 112 \$0.00 County
Acct. No. 132 \$197.93 Town/SpecialDist/School
Charge To : 142600 BOSTON \$197.93

RPTL 550(2): SPECIAL DISTRICTS CHARGED IN ERROR
NEW TAX BILL TO BE ISSUED TO: JOSEPH W & JENNY DUFFY

FISCAL YEAR 2011 Petition No. 211,199.00

ASSESSOR Cancel \$8,493.00

S-B-L 142889 BRANT

Acct. No. 112 \$0.00 County
Acct. No. 132 \$8,493.00 Town/SpecialDist/School
Charge To : 142889 BRANT \$8,493.00
Relevy School

RPTL 550(2): MATHEMATICAL ERROR
NEW TAX BILL TO BE ISSUED TO: MULTIPLE PROPERTY OWNERS

FISCAL YEAR 2011 Petition No. 211,201.00

ASSESSOR Cancel \$435.00

S-B-L 180.15-1-6.11 144889 HAMBURG

Acct. No. 112 \$0.00 County

Charge To : Acct. No. 132 \$435.00 Town/SpecialDist/School
144889 HAMBURG \$435.00
Relevy School \$435.00 144804 FRONTIER

CENTRAL

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: MR & MRS THOMAS MOSEY

FISCAL YEAR 2011 Petition No. 211,202.00

ASSESSOR Cancel \$436.00

S-B-L 160.54-2-13 144889 HAMBURG

Acct. No. 112 \$0.00 County
Acct. No. 132 \$436.00 Town/SpecialDist/School
Charge To : 144889 HAMBURG \$436.00
Relevy School \$436.00 144804 FRONTIER

CENTRAL

RPTL 550(2): FAILED TO APPLY A ENHANCED STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: FREDERICK & SHARON DYCHA

FISCAL YEAR 2011 Petition No. 211,203.00

ASSESSOR Cancel \$603.00

S-B-L 67.79-5-23 142289 AMHERST

Acct. No. 112 \$0.00 County
Acct. No. 132 \$603.00 Town/SpecialDist/School
Charge To : 142289 AMHERST \$603.00
Relevy School \$603.00 142201 AMHERST

CENTRAL

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: LASHAWN L WILLIAMS & ANTHONY T THOMPSON

FISCAL YEAR 2011 Petition No. 211,204.00

ASSESSOR Cancel \$705.04

S-B-L 91.15-12-31 143089 CHEEKTOWAGA

Acct. No. 112	\$0.00	County
Acct. No. 132	\$705.04	Town/SpecialDist/School
<u>Charge To :</u> 143089 CHEEKTOWAGA	\$705.04	\$705.04
Relevy School	\$705.04	143002 CHEEK. UNION

#2

RPTL 550(2): FAILED TO APPLY AN AGED STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: WILLIAM A CONTI

FISCAL YEAR 2011 Petition No. 211,205.00

ASSESSOR Cancel \$540.60

S-B-L 223.20-3-69.1 144000 EDEN

Acct. No. 112	\$0.00	County
Acct. No. 132	\$540.60	Town/SpecialDist/School
<u>Charge To :</u> 144000 EDEN	\$540.60	\$540.60
Relevy School	\$540.60	144001 EDEN CENTRAL

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: VICKIE L MEYLAN

FISCAL YEAR 2011 Petition No. 211,206.00

ASSESSOR Cancel \$605.60

S-B-L 91.10-10-12 143089 CHEEKTOWAGA

Acct. No. 112	\$0.00	County
Acct. No. 132	\$605.60	Town/SpecialDist/School
<u>Charge To :</u> 143089 CHEEKTOWAGA	\$605.60	\$605.60
Relevy School	\$605.60	143003 CHEEK. UNION

#3

RPTL 550(2): FAILED TO APPLY AN AGED EXEMPTION

NEW TAX BILL TO BE ISSUED TO: ROSEMARY QUINN

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Director of Real Property Tax Services.
(6-0)

3. COMM. 18E-35 (2011)
COUNTY EXECUTIVE

WHEREAS, real property known as 117 French Rd & 2744 Clinton St in the Town of West Seneca (S.B.L. #'s 124.10-3-5.2, 124.10-3-6 and 124.10-3-7) parcels of land approximately 11.1 acres known as Majeski Nursery and previously owned by Dan Majeski Nurseries; and

WHEREAS, on October 31, 2007 the parcels were transferred to Brandee Myers-Majeski LLC and merged by deed (Liber 11136 Page 6630) which resulted in one merged parcel known as 117 French Rd (S.B.L # 124.10-3-5.21); and

WHEREAS, the 2008 taxes on the former properties known as 117 French Rd & 2744 Clinton St in the Town of West Seneca (S.B.L. #'s 124.10-3-5.2, 124.10-3-6 and 124.10-3-7) remain unpaid, as do the 2009 thru 2011 taxes on the new parcel 117 French Rd (S.B.L # 124.10-3-5.21); and

WHEREAS, tax certificates are held by the County of Erie for unpaid, 2008, 2009, and 2010 taxes in the amount of \$149,586.54; and

WHEREAS, the DeVincentis Profit Sharing Plan has a mortgage in the first and second positions, encompassing the previously separate parcels; and

WHEREAS, the DeVincentis Profit Sharing Plan wishes to purchase the 2008, 2009 and 2010 tax certificates in an effort to conduct its own foreclosure and acquire title to the subject property through the tax deed sale procedure established by the Erie County Tax Act.

NOW, THEREFORE, BE IT

RESOLVED, that the Director of Real Property Tax Services, Joseph L. Maciejewski, CCD is hereby authorized to sell the tax certificates on properties known as 117 French Rd & 2744 Clinton St in the Town of West Seneca (S.B.L. #'s 124.10-3-5.2, 124.10-3-6 and 124.10-3-7) and merged parcel known as 117 French Rd (S.B.L # 124.10-3-5.21) to DeVincentis Profit Sharing Plan for \$149,586.54, in accord with the provisions of the Erie County Tax Act.

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, Gregory Kammer, County Attorney's Office, and Department of Real Property Tax Services.
(6-0)

BARBARA MILLER-WILLIAMS
CHAIR