

October 31, 2019

FINANCE & MANAGEMENT COMMITTEE
REPORT NO. 13

ALL MEMBERS PRESENT.

1. RESOLVED, the follow items are hereby received and filed:
 - a. COMM. 20E-2 (2019)
COMPTRROLLER: "Report of Apportionment & Distribution of Net Collections from Sales Tax – 06/2019 – 08/2019"
(Chair’s Ruling)
 - b. COMM. 21E-7 (2019)
COMPTRROLLER: "Audit Results for EC Division of Purchase Internal Controls for Auctions"
(Chair’s Ruling)
 - c. COMM. 21E-8 (2019)
COMPTRROLLER: "Law Department Spending for 8/2019 - 9/2019"
(Chair’s Ruling)
 - d. COMM. 21D-1 (2019)
DIRECTOR OF BUDGET & MANAGEMENT: "Budget Monitoring Report for Period Ending 08/2019"
(Chair’s Ruling)
 - e. COMM. 21M-1 (2019)
NYSDEC: "Invitation for Public Comment – Proposal for No Further Action at Brownfield Site on Chandler St., Buffalo"
(Chair’s Ruling)
 - f. COMM. 21M-2 (2019)
ASSIGNED COUNSEL PROGRAM: "Quarterly Report for 3rd Quarter of 2019"
(Chair’s Ruling)
2. COMM. 3D-1 (2019)
DIRECTOR OF 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 219087 through 219116, 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	2017	Petition No.	219,087.00	
	ASSESSOR	Refund	\$71.22	
S-B-L	96.00-1-3.111	3551 Townline Rd	142089 ALDEN	
		Acct. No. 112	\$0.00	County
		Acct. No. 132	\$71.22	
		Town/SpecialDist/School		
	20030 Water Dist 1	\$65.58		
	20031 Water Dist 1	\$5.64		
	<u>Charge To :</u>	142089 ALDEN		\$0.00

RPTL 550(2): Applied water districts in error
Refund to be issued to Kevin J. Martin

FISCAL YEAR	2018	Petition No.	219,088.00	
	ASSESSOR	Refund	\$68.66	
S-B-L	96.00-1-3.111	3551 Townline Rd	142089 ALDEN	
		Acct. No. 112	\$0.00	County
		Acct. No. 132	\$68.66	
		Town/SpecialDist/School		
	20030 Water Dist 1	\$63.02		
	20031 Water Dist 1	\$5.64		
	<u>Charge To :</u>	142089 ALDEN		\$0.00

RPTL 550(2): Applied water districts in error
Refund to be issued to Kevin J. Martin.

FISCAL YEAR 2019 Petition No. 219,089.00
 ASSESSOR Refund \$66.34
 S-B-L 96.00-1-3.111 3551 Townline Rd 142089 ALDEN
 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$66.34
 Town/SpecialDist/School
 20030 Water Dist 1 \$60.70
 20031 Water Dist 1 \$5.64
Charge To : 142089 ALDEN \$0.00

RPTL 550(2): Applied water districts in error
 Refund to be issued to Kevin J. Martin.

FISCAL YEAR 2019 Petition No. 219,090.00
 ASSESSOR Cancel \$501.00
 S-B-L 108.19-2-1 1611 Emerson St 142001 ALDEN
 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$501.00
 Town/SpecialDist/School
Charge To : 142001 ALDEN \$501.00
 Relevy School \$501.00 142001 ALDEN

CENTRAL

RPTL 550(2): Failed to apply Basic STAR exemption
 New tax bill to be issued.

FISCAL YEAR 2019 Petition No. 219,091.00
 ASSESSOR Refund \$1,296.96
 S-B-L 69.08-13-3 258 Sagewood Dr 142289 AMHERST
 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$1,296.96
 Town/SpecialDist/School
Charge To : 142289 AMHERST \$1,296.96

WILLIAMSVILLE CENT Relevy School \$1,296.96 142203

RPTL 550(2): Hardship granted
 Refund to be issued to John & Deborah Kasmer

FISCAL YEAR 2019 Petition No. 219,092.00
 ASSESSOR Cancel \$247.08
 S-B-L 42.01-4-67 496 Heim Rd 142289 AMHERST

Acct. No. 112 \$0.00 County
 Acct. No. 132 \$247.08

Charge To : 142289 AMHERST \$247.08
 Relevy School \$247.08 142203

WILLIAMSVILLE CENT

RPTL 550(2): Failed to apply vet exemptions.
 New tax bill to be issued.

FISCAL YEAR 2019 Petition No. 219,093.00
 ASSESSOR Refund \$520.17
 S-B-L 41.03-1-43 2535 N Forest Rd 142289 AMHERST

Acct. No. 112 \$0.00 County
 Acct. No. 132 \$520.17

Charge To : 142289 AMHERST \$520.17
 Relevy School \$520.17 142203

WILLIAMSVILLE CENT

RPTL 550(2): Failed to apply vet exemption
 Refund to be issued to Jordan & Brooke Tinaglia

FISCAL YEAR 2019 Petition No. 219,094.00
 ASSESSOR Refund \$1,342.04
 S-B-L 56.13-5-58 203 Clearfield Dr 142289 AMHERST

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,342.04	
	Town/SpecialDist/School		
<u>Charge To :</u>	142289 AMHERST	\$1,342.04	
	Relevy School	\$1,342.04	142203

WILLIAMSVILLE CENT

RPTL 550(2): Hardship granted
Refund to be issued to Peggy Swain.

FISCAL YEAR	2019	Petition No.	219,095.00
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	ASSESSOR	Refund	\$411.27
S-B-L	67.50-4-9	40 Hemlock Rd	142289 AMHERST

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$411.27	
	Town/SpecialDist/School		
<u>Charge To :</u>	142289 AMHERST	\$411.27	
	Relevy School	\$411.27	142207 SWEET

HOME CENTRAL

RPTL 550(2): Failed to calculate Enhanced STAR exemption properly.
Refund to be issued to Betty J. Williams

FISCAL YEAR	2019	Petition No.	219,096.00
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	ASSESSOR	Cancel	
S-B-L	187.00-2-2.22	Sweet Rd	142489 AURORA

	Acct. No. 112	\$0.00	County
	Acct. No. 132		
	Town/SpecialDist/School		
<u>Charge To :</u>	142489 AURORA		
	Relevy School	\$2,253.92	142401 EAST

AURORA UNION

RPTL 550(2): Failed to apply Ag exemption
New tax bill to be issued.

FISCAL YEAR	2019	Petition No.	219,097.00
	ASSESSOR	Cancel	\$2,238.21
S-B-L	187.00-2-2.211	Sweet Rd	142489 AURORA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$2,238.21	
	Town/SpecialDist/School		
<u>Charge To :</u>	142489 AURORA	\$2,238.21	
	Relevy School	\$2,238.21	142401 EAST

AURORA UNION

RPTL 550(2): Failed to apply Ag exemption
New tax bill to be issued.

FISCAL YEAR	2019	Petition No.	219,098.00
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	ASSESSOR	Cancel	
S-B-L	174.13-2-1	1319 Jewett Holmw	142489 AURORA

	Acct. No. 112	\$0.00	County
	Acct. No. 132		
	Town/SpecialDist/School		
<u>Charge To :</u>	142489 AURORA		
	Relevy School	\$1,619.66	146001 ORCH

PARK CENTRAL

RPTL 550(2): Failed to apply exemption
New tax bill to be issued.

FISCAL YEAR	2019	Petition No.	219,099.00
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	ASSESSOR	Cancel	\$389.09
S-B-L	176.00-2-46	Lapham Rd	142489 AURORA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$389.09	
	Town/SpecialDist/School		
<u>Charge To :</u>	142489 AURORA		\$389.09

IROQUOIS CENTRAL Relevy School \$389.09 144201

 RPTL 550(2): Duplicate parcel
 Delete entire parcel from tax roll.

 FISCAL YEAR 2019 Petition No. 219,100.00

 ASSESSOR Cancel \$335.49
 S-B-L 175.04-1-23.11 1610 Hubbard Rd 142489 AURORA

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$335.49
 Town/SpecialDist/School
Charge To : 142489 AURORA \$335.49
 Relevy School \$335.49 142401 EAST

 AURORA UNION

 RPTL 550(2): Failed to apply exemption
 New tax bill to be issued.

 FISCAL YEAR 2019 Petition No. 219,101.00

 ASSESSOR Cancel \$10,572.92
 S-B-L 124.02-1-5.11 2228 Old Union Rd 143089 CHEEKTOWAGA

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$10,572.92
 Town/SpecialDist/School
Charge To : 143089 CHEEKTOWAGA \$10,572.92
 Relevy School \$10,572.92 143001

 CHEEKTO. CENTRAL

 RPTL 550(7): Failed to apply wholly exempt.
 New tax bill to be issued.

 FISCAL YEAR 2019 Petition No. 219,102.00

 ASSESSOR Cancel \$1,387.48
 S-B-L 125.08-3-11 83 Parwood Dr 143089 CHEEKTOWAGA

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$1,387.48
 Town/SpecialDist/School
Charge To : 143089 CHEEKTOWAGA \$1,387.48
 Relevy School \$1,387.48 143007 DEPEW

 UNION-CHEEK

 RPTL 550(2): Failed to apply Enhanced STAR exemption.
 New tax bill to be issued.

 FISCAL YEAR 2019 Petition No. 219,103.00

 ASSESSOR Refund \$95.63
 S-B-L 335.20-3-44 20 Pearl St 143801 SPRINGVILLE

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$95.63
 Town/SpecialDist/School
Charge To : 143801 SPRINGVILLE \$95.63
 Relevy Village \$95.63 Village of

 SPRINGVILLE
 RPTL 550(2): Failed to apply vet exemption.
 Refund to be issued to Janet Golabek.

 FISCAL YEAR 2018 Petition No. 219,104.00

 ASSESSOR Refund \$92.94
 S-B-L 335.20-3-44 20 Pearl St 143801 SPRINGVILLE

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$92.94
 Town/SpecialDist/School
Charge To : 143801 SPRINGVILLE \$92.94
 Relevy Village \$92.94 Village of

 SPRINGVILLE
 RPTL 550(2): Failed to apply vet exemption.
 Refund to be issued to Janet Golabek.

FISCAL YEAR 2017 Petition No. 219,105.00

ASSESSOR Refund \$91.52
S-B-L 335.20-3-44 20 Pearl St 143801 SPRINGVILLE

Acct. No. 112 \$0.00 County
Acct. No. 132 \$91.52
Town/SpecialDist/School

Charge To : 143801 SPRINGVILLE \$91.52

Relevy Village \$91.52 Village of

SPRINGVILLE

RPTL 550(2): Failed to apply vet exemption
Refund to be issued to Janet Golabek.

FISCAL YEAR 2019 Petition No. 219,106.00

ASSESSOR Cancel \$2,340.51
S-B-L 333.00-1-1 Concord Rd 143889 CONCORD

Acct. No. 112 \$0.00 County
Acct. No. 132 \$2,340.51
Town/SpecialDist/School

Charge To : 143889 CONCORD \$2,340.51

Relevy School \$2,340.51 143801 SPRING-

GRIFFITH

RPTL 550(7): Failed to apply wholly exempt
New tax bill to be issued.

FISCAL YEAR 2019 Petition No. 219,107.00

ASSESSOR Cancel \$613.00
S-B-L 335.12-2-47 351 N. Buffalo St 143801 SPRINGVILLE

Acct. No. 112 \$0.00 County
Acct. No. 132 \$613.00
Town/SpecialDist/School

Charge To : 143801 SPRINGVILLE \$613.00

Relevy School \$613.00 143801 SPRING-

GRIFFITH

RPTL 550(2): Failed to apply Enhanced STAR exemption
New tax bill to be issued.

FISCAL YEAR 2018 Petition No. 219,108.00

ASSESSOR Refund \$613.39
S-B-L 335.12-2-47 351 N. Buffalo St 143801 SPRINGVILLE

Acct. No. 112 \$0.00 County
Acct. No. 132 \$613.39
Town/SpecialDist/School

Charge To : 143801 SPRINGVILLE \$613.39

Relevy School \$613.39 143801 SPRING-

GRIFFITH

RPTL 550(2): Failed to apply Enhanced STAR exemption
Refund to be issued to Robert R. & Linda M. Johnson.

FISCAL YEAR 2019 Petition No. 219,109.00

ASSESSOR Refund \$758.29
S-B-L 235.11-3-13 299 North Main St 144401 ANGOLA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$758.29
Town/SpecialDist/School

Charge To : 144401 ANGOLA \$758.29

Relevy School \$758.29 144401 LAKE

SHORE CENTRAL

RPTL 550(2): Failed to calculate exemption correctly
Refund to be issued to Sally A. Unger

FISCAL YEAR 2019 Petition No. 219,110.00

ASSESSOR Refund \$199.77
S-B-L 235.01-1-4 940 Johnson Ave 144489 EVANS

Acct. No. 112 \$0.00 County
 Acct. No. 132 \$199.77
 Town/SpecialDist/School
Charge To : 144489 EVANS \$199.77
 Relevy School \$199.77 144401 LAKE

SHORE CENTRAL

RPTL 550(2): Failed to apply senior exemption
 Refund to be issued to Lucy Galfo.

FISCAL YEAR 2019 Petition No. 219,111.00

ASSESSOR Cancel
 S-B-L 250.14-7-27.1 320 Pleasant Ave 144489 EVANS

Acct. No. 112 \$0.00 County
 Acct. No. 132
 Town/SpecialDist/School
Charge To : 144489 EVANS
 Relevy School \$474.00 144401 LAKE

SHORE CENTRAL

RPTL 550(2): Failed to apply Basic STAR exemption
 New tax bill to be issued.

FISCAL YEAR 2019 Petition No. 219,112.00

ASSESSOR Cancel \$996.16
 S-B-L 116.19-4-41 Common Area Sayb 145289 LANCASTER

Acct. No. 112 \$0.00 County
 Acct. No. 132 \$996.16
 Town/SpecialDist/School
Charge To : 145289 LANCASTER \$996.16
 Relevy School \$996.16 145201

LANCASTER CENTRAL

RPTL 550(2): Duplicate parcel
 Delete parcel from tax roll.

FISCAL YEAR 2019 Petition No. 219,113.00

ASSESSOR Cancel
 S-B-L 40.77-3-3 55 St Clare Ter 146489 TONAWANDA

HOME CENTRAL

Acct. No. 112 \$0.00 County
 Acct. No. 132
 Town/SpecialDist/School
Charge To : 146489 TONAWANDA
 Relevy School \$416.95 142207 SWEET

RPTL 550(2): Failed to apply Basic STAR
 New tax bill to be issued.

FISCAL YEAR 2019 Petition No. 219,114.00

ASSESSOR Refund \$316.70
 S-B-L 135.13-5-28 84 Sunnyside Dr 146800 WEST SENECA

SENECA CENT

Acct. No. 112 \$0.00 County
 Acct. No. 132 \$316.70
 Town/SpecialDist/School
Charge To : 146800 WEST SENECA \$316.70
 Relevy School \$316.70 146801 WEST

RPTL 550(2): Error in calculating Aged exemption.
 Refund to be issued to Lorraine Hall.

FISCAL YEAR 2019 Petition No. 219,115.00

ASSESSOR Cancel \$1,021.14
 S-B-L 152.05-3-5 20 Shirley Dr 146800 WEST SENECA

SENECA CENT

Acct. No. 112 \$0.00 County
 Acct. No. 132 \$1,021.14
 Town/SpecialDist/School
Charge To : 146800 WEST SENECA \$1,021.14

SENECA CENT Relevy School \$1,021.14 146801 WEST

RPTL 550(2): Failed to apply Aged exemption
New tax bill to be issued.

FISCAL YEAR 2019 Petition No. 219,116.00

 ASSESSOR Refund \$627.63
S-B-L 124.14-3-2 37 Brian Ln 146800 WEST SENECA

 Acct. No. 112 \$0.00 County

 Acct. No. 132 \$627.63

 Town/SpecialDist/School

Charge To : 146800 WEST SENECA \$627.63
 Relevy School \$627.63 146801 WEST

SENECA CENT

RPTL 550(2): Failed to apply Enhanced STAR exemption
Refund to be issued to Robert P. Schultz.

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Director of Real Property Tax Services.
(5-0)

3. COMM. 21E-18 (2019)
 COUNTY EXECUTIVE

WHEREAS, pursuant to Section 7-6.0 of the Erie County Tax Act, as well as specific direction of resolutions adopted by the Erie County Legislature in each of the past fifty-nine (59) years, the County of Erie, each November, bids for and purchases every available Tax Certificate upon real estate for which current year real property taxes then remain unpaid; and

WHEREAS, the collection of delinquent real property taxes under this procedure has been satisfactory, potentially leading, absent redemption, to the commencement of an in rem tax foreclosure action against the affected properties by the County; and

WHEREAS, it is recommended that your Honorable Body direct the Acting Director of Real Property Tax Services to bid and purchase for the County of Erie, its bid being preferred over all other offers, every 2019 Tax Certificate upon real estate for which current year real property taxes remain unpaid as of November 22, 2019, the scheduled tax sale date for 2019 Tax Certificates.

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Article VII of the Erie County Tax Act, the Acting Director of Real Property Tax Services be, and hereby is, authorized to bid for and purchase, on behalf of the County of Erie, all Tax Certificates upon real estate in Erie County for which 2019 real property taxes have not been paid; and be it further

RESOLVED, that certified copies of this resolution be transmitted to the County Executive, Nancy M. Snyder, Acting Director of Real Property Tax Services, the Director of Budget and Management, the County Comptroller and County Attorney.
(5-0)

4. COMM. 21E-20 (2019)
 COUNTY EXECUTIVE

WHEREAS, the New York State Office of Indigent Legal Services will provide a three year grant totaling \$2,910,255 to the County for the provision of indigent defense services; and

WHEREAS, Erie County will contract with the Erie County Bar Association's Aid to Indigent Prisoners Society and the Legal Aid Bureau of Buffalo to deliver the services required through the grant.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into contract with the State of New York Office of Indigent Legal Services, in the amount of \$2,910,255 over three years from January 1, 2018 to December 31, 2020 to provide enhanced representation to indigent defendants; and be it further

RESOLVED, that the County Executive is hereby authorized to enter into three year subcontracts with the Erie County Bar Association Aid to Indigent Prisoners Society and the Legal Aid Bureau of Buffalo to deliver said services from January 1, 2018 to December 31, 2020; and be it further

RESOLVED, that authorization is provided to establish grant funding in the County Attorney's Office as follows:

Erie County Attorney's Office
ILS Quality Improvement D8 Grant
Grant Fund 281 160QID8ILS1820
January 1, 2018 to December 31, 2020

Revenue	Increase
Account 409000 - State Aid Revenue	\$2,910,255
Appropriation	Increase
Account 516601 - Legal Aid Bureau	\$1,455,129
Account 516602 - EC Bar Association	<u>1,455,126</u>
Total Appropriation	\$2,910,255

and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to adjust items of appropriations and revenues which may be impacted by changes to the grantor award, provided there are no changes to authorized personnel levels and county share amounts; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Office of the County Attorney, the Office of the Comptroller, the County Executive's Office and the Division of Budget and Management.
(5-0)

5. COMM. 21E-25 (2019)
COUNTY EXECUTIVE

WHEREAS, the New York State Office of Indigent Legal Services will provide a three year grant totaling \$1,455,129 to the County for the provision of indigent defense services; and

WHEREAS, Erie County will contract with the Erie County Bar Association's Aid to Indigent Prisoners Society and the Legal Aid Bureau of Buffalo to deliver the services required through the grant.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into contract with the State of New York Office of Indigent Legal Services, in the amount of \$1,455,129 over three years from January 1, 2019 to December 31, 2021 to provide enhanced representation to indigent defendants; and be it further

RESOLVED, that the County Executive is hereby authorized to enter into three year subcontracts with the Erie County Bar Association Aid to Indigent Prisoners Society and the Legal Aid Bureau of Buffalo to deliver said services from January 1, 2019 to December 31, 2021; and be it further

RESOLVED, that authorization is provided to establish grant funding in the County Attorney's Office as follows:

Erie County Attorney's Office
ILS Quality Improvement D9 Grant
Grant Fund 281 160QID9ILS1921
January 1, 2019 to December 31, 2021

Revenue	Increase
Account 409000 - State Aid Revenue	\$1,455,129
Appropriation	Increase
Account 516601 - Legal Aid Bureau	\$727,566
Account 516602 - EC Bar Association	<u>727,563</u>
Total Appropriation	\$1,455,129

and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to adjust items of appropriations and revenues which may be impacted by changes to the grantor award, provided there are no changes to authorized personnel levels and county share amounts; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Office of the County Attorney, the Office of the Comptroller, the County Executive's Office and the Division of Budget and Management.
(5-0)

JOHN BRUSO
CHAIR