

September 8, 2015

FINANCE & MANAGEMENT COMMITTEE
REPORT NO. 11

ALL MEMBERS PRESENT.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 15M-3 (2015)
NYS DEPARTMENT OF TAXATION AND FINANCE: “2015 State Class Rates - Various Cities and Towns”
(6-0)
 - b. COMM. 15M-4 (2015)
NYS DEPARTMENT OF TAXATION AND FINANCE: “2015 State Equalization Rates - Various Cities and Towns”
(6-0)
 - c. COMM. 16D-7 (2015)
DEPARTMENT OF BUDGET & MANAGEMENT: “Budget Monitoring Report for Period Ending June 30, 2015”
(6-0)
 - d. COMM. 16D-10 (2015)
DEPARTMENT OF BUDGET & MANAGEMENT: “Budget Monitoring Report for Period Ending July 31, 2015”
(6-0)
2. COMM. 16E-10 (2015)
COUNTY EXECUTIVE
WHEREAS, the Director of Real Property Tax Services has recommended the transfer of surplus county owned landlocked parcel described as SBL# 73.00-5-32; and

WHEREAS, the landlocked parcel has been owned by the County since 1949 and measures 66 feet on the east line, 577 feet on the south line, 220 feet on the west line, and 374 feet on the north line. The east line being the east line of Farm lot 2, section 7, township 12, and range 5 in the town of Newstead. The west line being the southerly line of the New York State Thruway. Being approximately .71 of an acre; and

WHEREAS, the parcels were reviewed and deemed surplus by the County Advisory Review Committee.

NOW, THEREFORE BE IT

RESOLVED that SBL# 73.00-5-32 in the Town of Newstead, be sold to Steven and Grace Richardson, (Life Estate to Philip and Arlene Richardson) for Three Hundred Dollars (\$300.00); and be it further;

RESOLVED, that the Erie County Executive is hereby authorized and directed to execute a quit claim deed conveying any and all interest of the County of Erie in the above described property to the aforesaid purchasers; and be it further;

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

3. COMM. 16E-11 (2015)
COUNTY EXECUTIVE

WHEREAS, it is the mission of the Buffalo Erie Niagara Land Improvement Corporation to confront and alleviate the problems distressed properties cause to communities by supporting municipal and regional revitalization efforts and strategically acquiring, improving, assembling, and selling distressed, vacant, abandoned, and/or tax-delinquent properties; and

WHEREAS, section 1616(i) of the New York Not-for-Profit Corporation Law provides that New York Land banks, including the Buffalo Erie Niagara Land Improvement Corporation, may tender a preemptive bid at tax sales in an amount equal to the total amount of all municipal claims and liens which were the basis for the judgment and in the event of such tender by a land bank, the property shall be deemed sold to the land bank regardless of any bids by any other third parties; and

WHEREAS, the bid of the land bank shall be paid as to its form, substance, and timing according to such agreement as is mutually acceptable to the plaintiff and the land bank wherein the obligation of the land bank to perform in accordance with such agreement shall be deemed to be in full satisfaction of the municipal claim which was the basis for the judgment.

WHEREAS, it is anticipated that the Buffalo Erie Niagara Land Improvement Corporation will exercise its preemptive bid powers at the upcoming City of Lackawanna tax foreclosure sale; and

WHEREAS, agreements between the City of Lackawanna and the Buffalo Erie Niagara Land Improvement Corporation are necessary to outline the obligations of the land bank and the expected repayment, if any, of the City and County taxes which were the basis for the judgment; and

NOW, THEREFORE, BE IT

RESOLVED, that the County, through its Director of Real Property Tax Services, is hereby authorized to enter into agreements with the Buffalo Erie Niagara Land Improvement Corporation (BENLIC) which outline the obligations of the Land bank and the expected repayment, if any, of the County taxes which were the basis for the judgment consistent with the Property Tax and Maintenance/Foreclosure Cost Recapture Policy for the City of Lackawanna tax sale; and be it further

RESOLVED, that to the extent that such agreement results in the repayment of county taxes in the amount less than the amount of County taxes which were the basis for the judgment, pursuant to Section 12-1.0 of the Erie County Tax Act the Director of Real Property Tax Services is hereby authorized to cancel such past due real property taxes; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, Erie County Comptroller, County Attorney, City of Lackawanna, Director of Real Property Tax Services and the Buffalo Erie Niagara Land Improvement Corporation.
(6-0)

4. COMM. 16E-12 (2015)
COUNTY EXECUTIVE

WHEREAS, due to outdated technology and computing systems, there is a pressing need to deploy new computers in the Departments of Real Property Tax Services, Public Advocacy, Labor Relations and the Office for the Disabled, and

WHEREAS, funding is available to purchase such computer equipment, and

WHEREAS, in order to facilitate the replacement of the computers, a transfer of funds is necessary.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature authorizes the transfer of funds to the Division of Information and Support Services' lab and technical equipment account in order to replace the computers in the Departments of Real Property Tax Services, Public Advocacy, Labor Relations and the Office for the Disabled; and be it further

RESOLVED, that the following budgetary adjustments to the 2015 Budget are hereby authorized:

Fund 110 - 2015 Budget
105 – Division of Information and Support Services

<u>Expense Accounts</u>	<u>Increase/ (Decrease)</u>
561410 Lab & Technical Equipment	\$12,000
Total	\$12,000

Fund 110 - 2015 Budget
120- Social Services

<u>Expense Account</u>	<u>Increase/ (Decrease)</u>
525000 MMIS Medicaid Local Share	(\$12,000)
Total	(\$12,000)

and be it further

RESOLVED, that the Division of Budget and Management is authorized to make the necessary budgetary transfers or interdepartmental billings to provide funding for the replacement of the computers in the Departments of Real Property Tax Services, Public Advocacy, Labor Relations and the Office for the Disabled; and be it further

RESOLVED, that certified copies of this resolution will be forwarded to the County Executive, the Office of the Comptroller, the Division of Budget and Management, the Division of Information and Support Services, and the Departments of Real Property Tax Services, Public Advocacy, Labor Relations and the Office for the Disabled.

(6-0)

JOSEPH C. LORIGO
CHAIR