

FINANCE AGENDA

Erie County Council

www.eriecountygov.org



Phil Fatica, Chairman
Carol Loll, Vice Chairperson
Jay Breneman
Edward T. DiMattio, Jr.
Kyle Foust
Andre Horton
Fiore Leone

March 6, 2014

4:00 p.m.
Room 114A

1. Ordinance Number 31, 2014, "Sixth 2014 General Fund Budget Supplemental Appropriation Of \$707,222 To Fund Balance, Creating An Equal Reduction In The Budgeted County Transfer To The Debt Service Fund" (FR 2-25-14)
Page 2
2. Ordinance Number , 2014, "2014 Library Fund Budget Supplemental Appropriation Of \$500 Donation From Wattsburg Eagles Club For Bookmobile Operations"
Page 6
3. Ordinance Number , 2014, "2014 Public Safety Fund Budget Supplemental Appropriation Of A Donation By The NWPA ERG With A Value Of \$7,000"
Page 11
4. Ordinance Number , 2014, "Approving Amendments to Harborcreek Township and Harbor Creek School District Comprehensive Real Estate Tax Abatement Ordinance"
Page 15
5. Sale of Parcel from Repository for Unsold Property at Index Number:
15-020-027.0-204.00
Page 30
6. Analysis of General Fund Unassigned Fund Balance
Page 35

ORDINANCE NUMBER 31, 2014

**Sixth 2014 General Fund Budget Supplemental Appropriation of \$707,222 To
Fund Balance, Creating An Equal Reduction In The Budgeted
County Transfer To The Debt Service Fund**

BE IT ENACTED by the County Council of the County of Erie pursuant to Article II Sections 3B (1), 3B (2) f and Article VIII, Section 8 of the Erie County Home Rule Charter and certified by the County Executive that this 2014 General Fund Budget supplemental appropriation of \$707,222 to Fund Balance, creating an equal reduction in the budgeted transfer to the County Debt Service Fund, is hereby approved as outlined on the attached Exhibit A.

This ordinance shall be effective immediately upon adoption.

Attest:


Douglas R. Smith
County Clerk

Date: _____

Approved by:

Kathy Dahlkemper,
County Executive

Date: _____

COUNTY COUNCIL OF THE
COUNTY OF ERIE, PENNSYLVANIA

Dr. Kyle Foust, Chairman

Fiore Leone, Vice Chairman

Jay Breneman

Edward T. DiMattio, Jr.

Phil Fatica

André R. Horton

Carol J. Loll

Certificate of the County Executive

I, Kathy Dahlkemper, County Executive for the County of Erie, do hereby certify pursuant to the provisions of Article VIII, Section 8, of the Home Rule Charter for the County of Erie, that there are funds in the amount of \$707,222 which are available for supplemental appropriation for Reduction in Transfer to Debt Service Fund.



Kathy Dahlkemper,
County Executive

2/18/14
Date

Exhibit A
2014 General Fund Budget
Supplemental Appropriation of \$707,222
For Reduction in Transfer to Debt
Service Fund

<u>Account Title</u>	<u>Account Number</u>	<u>Amount</u>
<u>Total Revenue</u>		
Appropriation to Fund Balance	001-000990-099500	707,222
Total Revenue		<u>707,222</u>
<u>Total Expenditures</u>		
Transfer to Debt Service Fund	001-020000-008040	(707,222)
Total Expenditures		<u>(707,222)</u>

County of Erie Calculation of Excess Budget in General Fund for Transfer to Debt Service Fund
--

General Fund 2014 Budget

Department	Budget C 1/1 2014
COMM RELATIONS/ECONOMIC DEVELOP	844,503
TRANSFERS TO OTHER FUNDS	<u>5,072,733</u>
Total Transfer to Debt Service in GF	5,917,236

Debt Service Fund 2014 Budget

Department	Budget C 1/1 2014
05 GO BOND	(422,880)
2007 GO BO	(1,162,404)
2012 GO	<u>(3,487,449)</u>
Total Transfer from GF in Debt Service Fund	(5,072,733)
Excess Budgeted in General Fund	<u>844,503</u>

Budget Reduced for Personnel Changes

Director of Administration	9,850
Admin Officer in Director of Admin Dept	40,441
County IT Director	86,990
Total	<u>137,281</u>

Remaining Funds Appropriated to Fund Balance 707,222

ORDINANCE NUMBER , 2014

**2014 Library Fund Budget Supplemental Appropriation Of \$500 Donation
From Wattsburg Eagles Club For Bookmobile Operations**

BE IT ENACTED by the County Council of the County of Erie pursuant to Article II, Sections 3B (1), 3B 2 (f) and Article VIII, Section 8 of the Erie County Home Rule Charter and certified by the County Executive that this 2014 Library Fund Budget Supplemental Appropriation of a \$500 donation from the Wattsburg Eagles Club to fund County Bookmobile operations, is hereby approved as outlined on the attached Exhibit A.

This ordinance shall be effective immediately upon adoption.

COUNTY COUNCIL OF THE
COUNTY OF ERIE, PENNSYLVANIA

Attest:

Douglas R. Smith
County Clerk

Dr. Kyle Foust, Chairman

Date: _____

Fiore Leone, Vice Chairman

Jay Breneman

Approved by:

Edward T. DiMattio, Jr.

Kathy Dahlkemper,
County Executive

Phil Fatica

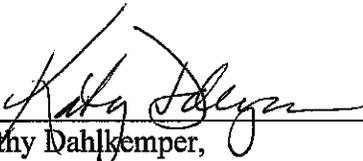
Date: _____

André R. Horton

Carol J. Loll

Certificate of the County Executive

I, Kathy Dahlkemper, County Executive for the County of Erie, do hereby certify pursuant to the provisions of Article VIII, Section 8, of the Home Rule Charter for the County of Erie, that there are donations in the amount of \$500 which are available for supplemental appropriation for donation from Wattsburg Eagles Club for Bookmobile Operations.



Kathy Dahlkemper,
County Executive

3/3/14
Date

**Exhibit A
 2014 Library Fund Budget
 Supplemental Appropriation of \$500
 For Donation from Wattsburg Eagles
 Club for Bookmobile Operations**

<u>Account Title</u>	<u>Account Number</u>	<u>Amount</u>
<u>Total Revenue</u>		
Donations	054-017100-098580	(500)
Total Revenue		<u>(500)</u>
<u>Total Expenditures</u>		
Blasco Vehicle Maintenance	054-017100-002390	500
Total Expenditures		<u>500</u>

ERIE COUNTY PUBLIC LIBRARY INTEROFFICE MEMORANDUM

TO: SUE ELLEN PASQUALE, MANAGER OF ACCOUNTING

FROM: MARY RENNIE, EXECUTIVE DIRECTOR *MR*

SUBJECT: ORDINANCE REQUEST

DATE: 2/25/2014

I am submitting a request for an exhibit for an ordinance to appropriate a \$500.00 donation from the Wattsburg Eagles Club. It has already been received and deposited into the Donations line #054-017100-098590. The money is to be used for expenses related to Bookmobile operations.

This is how the money should be appropriated.

Account name	Account number	Amount
Revenue:		
Donations	054-017100-098580	\$500
Expense:		
Main – Vehicle Maintenance	054-017100-002390	\$500

Thank you for your help. Please let me know if you need any additional information in this matter.

1104

FOE AERIES NO. 4516

PH. (814) 739-3050
SGOC FUNDS
14456 MAIN ST.
PO BOX 116
WATTSBURG, PA 16442

DATE

Feb 23, 2014

80-7421-2433

PAY TO THE ORDER OF

Free County Library
Five hundred

\$ *500⁰⁰/₁₀₀*

00
~~100~~

DOLLARS



Security Features Included. Details on Back.



NORTHWEST SAVINGS BANK
WATTSBURG, PA 16442

FOR

Donation

[Signature]

⑈001104⑈ ⑆243374218⑆ 1346013046⑈

ORDINANCE NUMBER , 2014

**_____ 2014 Public Safety Fund Budget Supplemental Appropriation Of A Donation
By The NWPA ERG With a Value of \$7,000**

BE IT ENACTED by the County Council of the County of Erie pursuant to Article II, Sections 3B(1), 3B 2 (f) and Article VIII, Section 8 of the Erie County Home Rule Charter and certified by the County Executive that this 2014 Public Safety Fund Budget supplemental appropriation of four MSA scuba cylinders donated by the Northwest Pennsylvania Emergency Response Group(NWPA ERG), with a value of \$7,000, is hereby approved as outlined on the attached Exhibit A.

This ordinance shall be effective immediately upon adoption.

COUNTY COUNCIL OF THE
COUNTY OF ERIE, PENNSYLVANIA

Attest:

Douglas R. Smith
County Clerk

Dr. Kyle Foust, Chairman

Date: _____

Fiore Leone, Vice Chairman

Jay Breneman

Approved by:

Edward T. DiMattio, Jr.

Kathy Dahlkemper,
County Executive

Phil Fatica

Date: _____

André R. Horton

Carol J. Loll

Certificate of the County Executive

I, Kathy Dahlkemper, County Executive for the County of Erie, do hereby certify pursuant to the provisions of Article VIII, Section 8, of the Home Rule Charter for the County of Erie, that there are donations in the amount of \$7,000 which are available for supplemental appropriation for donation of four MSA Scuba Cylinders from the NW PA Emergency Response Group.



Kathy Dahlkemper,
County Executive

3/3/14
Date

Exhibit A
2014 Public Safety Fund Budget
Supplemental Appropriation of \$7,000
For Donation of Four MSA Scuba Cylinders from
the NW PA Emergency Response Group

<u>Account Title</u>	<u>Account Number</u>	<u>Amount</u>
<u>Total Revenue</u>		
Donations	063-018800-098580	(7,000)
Total Revenue		<u><u>(7,000)</u></u>
<u>Total Expenditures</u>		
All Other Supplies	063-018800-003330	7,000
Total Expenditures		<u><u>7,000</u></u>

**Request for Acceptance of Donated
Asset to the County**

Asset Description: MSA SCBA CYLINDER QTY 4

Agency or Person Donating the Asset: N.W. PA ERG

Asset Value: \$ 1750⁰⁰ each

Purpose of Asset: Cylinders for HAZMAT TO DO ENTRY WORK WITH OWN
AIR SUPPLY

Estimated Useful Life: 15 yrs

Please List Future Annual Operating Costs Associated with the Acceptance of this Asset:

Description	Amount
<u>5 yr HYDRO TEST</u>	<u>75⁰⁰</u>

Total 300⁰⁰ / 5 yrs

Department Receiving Asset: Emergency Management - HazMat

Contact Person: Dale Robinson

Contact Phone Number: 7922

(Date of Acceptance)

(County Executive or Designee Signature)

cc: General Accounting
Purchasing
Department

(Council Signature)

ORDINANCE NUMBER , 2014

**Approving Amendments to Harborcreek Township and Harbor Creek School District
Comprehensive Real Estate Tax Abatement Ordinance**

WHEREAS, Harborcreek Township amended their Comprehensive Real Estate Tax Abatement Ordinance 2010-201, and its Amendment 2010-201-1, at their Regular Meeting on January 8, 2014; and

WHEREAS, Harbor Creek School District also amended their Comprehensive Real Estate Tax Abatement Ordinance 2010-201, and its Amendment 2010-201-1, at their Regular Meeting on February 20, 2014; and

THEREFORE, BE IT ENACTED by the County Council of the County of Erie pursuant to Article II, Sections 3B (1), and 3B (2) (f), of the Erie County Home Rule Charter that these amendments to the Harborcreek Township and Harbor Creek School District Comprehensive Real Estate Tax Ordinances 2010-201 and 2010-201-1, are hereby approved as outlined on the attached Exhibit A.

BE IT FURTHER ENACTED, that Section 4(a) (1) "Exemption Schedules", of Erie County Ordinance 59, 1980 is hereby waived.

This ordinance shall be effective immediately upon adoption.

COUNTY COUNCIL OF THE
COUNTY OF ERIE, PENNSYLVANIA

Attest:

Douglas R. Smith
County Clerk

Dr. Kyle Foust, Chairman

Date: _____

Fiore Leone, Vice Chairman

Jay Breneman

Approved by:

Edward T. DiMattio, Jr.

Kathy Dahlkemper,
County Executive

Phil Fatica

Date: _____

André R. Horton

Carol J. Loll

ORDINANCE NO. 2010 – 201- 2

**AN ORDINANCE OF THE TOWNSHIP OF HARBORCREEK,
ERIE COUNTY, PENNSYLVANIA, AMENDING ORDINANCE
2010 – 201 AND 2010 -201 – 1, ELIMINATING REAL ESTATE
TAX ABATEMENT FOR INDUSTRIAL PROPERTIES IN LERTA
DISTRICT WITHIN THE TOWNSHIP AND EXTENDING THE
EFFECTIVE DATE OF THIS ORDINANCE UNTIL DECEMBER
31, 2015**

WHEREAS, the Board of Supervisors of Harborcreek Township recognizes that the conditions which existed at the time of the passage of the Ordinance 2010 – 201 have continued to evolve insofar as certain areas should no longer qualify for tax relief and abatement; and

WHEREAS, the Board of Supervisors recognizes that any real property tax relief offered in Ordinance No. 2010 – 20, and its amendments, must also be approved by the governing bodies of the Harbor Creek School District and the County of Erie.

NOW THEREFORE, be it enacted by the Harborcreek Township Board of Supervisors that Ordinance No. 2010 -201 and its amendment, No. 2010 – 201 – 1 are hereby amended as follows:

Section One. Purpose. This amendment is enacted to eliminate real estate tax abatement and relief for industrial properties in the LERTA district within the Township and to extend the effective date of this Ordinance until December 31, 2015.

Section Two. Definitions. The definition of (b) “Deteriorated Property Non-Residential” shall be modified as follows:

(b) “Deteriorated Property Non-Residential” means any commercial or business property owned by an individual, association or corporation, or like entity located in an Investment Opportunity Zone, as defined in Ordinance No. 2010 – 201, or any such property, other than industrial Property within the LERTA District, which has been the subject of an order by a government agency requiring the unit to be vacated, condemned, or demolished by reason of non-compliance with laws, ordinances, or regulations.”

The definition of (e) “improvement” shall be modified as follows:

(e) “Improvement” means repair, construction or reconstruction, including alterations and additions, having the effect of rehabilitation of a deteriorated property, either commercial, business, industrial or residential so that its assessed value increases more than \$25,000, and one of the following: it becomes habitable or attains

higher standards of safety, health, economic use or amenity; or is brought into compliance with laws, ordinances or regulations governing such standards; or is new residential construction in an Investment Opportunity Zone. Ordinary upkeep and maintenance shall not be deemed an 'improvement'."

Section Three. Exemption. The provisions of Section Three of Ordinance 2010-201 shall be amended as follows:

"(a) There is hereby exempted from real property taxation, the assessed valuation of real property, the increase of which is directly attributable to:

** * * * **

2. Improvements to any commercial or business property, without regard to whether such properties qualify as "Deteriorated Property Non-Residential", anywhere in the Township."

3. Improvements to any industrial properties, without regard to whether such properties qualify as "Deteriorated Property Non-Resident", other than in the LERTA District.

Section Seven. Sunset Provisions. The provisions of Section Seven of Ordinance No. 2010 -201, and its amendment, No. 2010 -201 – 1, shall be amended as follows:

"The provisions of this Comprehensive Tax Abatement Ordinance and its amendments, shall expire on the 31st day of December, 2015, unless extended by ordinance duly adopted. Any applicant for tax abatement must have a building permit to be eligible for tax abatement treatment hereunder, with that permit having been issued on, or before, the 31st day of December, 2015."

BE IT ENACTED, THIS _____ DAY OF JANUARY, 2014.

Timothy J. May, Chairperson

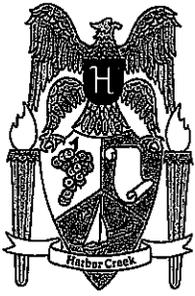
Dean S. Pepicello, Supervisor

Joseph D. Peck, Supervisor

ATTEST:

A copy of this Ordinance was duly advertised in the Erie Times News on the 23rd day of December 2013.

The motion to adopt this Ordinance was made by _____, and seconded by _____. The vote with respect to this ordinance was unanimous.



HARBOR CREEK SCHOOL DISTRICT

6375 Buffalo Road, Harborcreek, Pennsylvania 16421-1632
www.hcsd.iu5.org

February 25, 2014

Mr. Timothy J. May, Chairperson
Harborcreek Township
5601 Buffalo Road
Harborcreek, PA 16421

Re: Tax Abatement Ordinance

Dear Mr. May:

Please be advised that the Harbor Creek School District Board of School Directors adopted the Harborcreek Township Real Property Tax Abatement Ordinance Amendment No. 2010-201-02 at the Board meeting held on February 20, 2014. A motion was presented by Bill Lutz, seconded by Bryan Fife and passed by a vote of 7-1.

If you have any questions or require additional information, please do not hesitate to contact me personally.

Very Truly Yours,

Karl J. Dolak, CMA
Business Administrator/Board Secretary
HARBOR CREEK SCHOOL DISTRICT

cc: Douglas Smith, Erie County Clerk
Pam Brink, Harbor Creek Tax Collector

19

Administration Phone: 814 897-2100 Fax: 814 897-2142
High School Phone: 814 897-2100 Fax: 814 897-2136
Jr. High School Phone: 814 897-2100 Fax: 814 897-2121

Clark Phone: 814 899-0873 Fax: 814 897-8723
Klein Phone: 814 899-4424 Fax: 814 898-0225
Rolling Ridge Phone: 814 899-0816 Fax: 814 898-1916

ORDINANCE NUMBER 75, 2010

**APPROVING HARBORCREEK TOWNSHIP COMPREHENSIVE
REAL ESTATE TAX ABATEMENT ORDINANCE**

WHEREAS, all other Harborcreek ordinances or parts of Harborcreek ordinances conflicting with the Harborcreek Township Comprehensive Real Estate Tax Abatement Ordinance are hereby repealed; and

WHEREAS, Section 4(a) (1) "Exemption Schedules" of Erie County Ordinance Number 59, 1980 is hereby waived; and

WHEREAS, Erie County Council's approval of this ordinance is contingent upon approval by the Harborcreek Township Board of Supervisors and the Harbor Creek Board of School Directors of the Harborcreek Township Comprehensive Real Estate Tax Abatement Ordinance.

NOW THEREFORE, BE IT ENACTED by the County Council for the County of Erie pursuant to Article II, Section 3B (2)(f) that the Harborcreek Township Comprehensive Real Estate Tax Abatement Ordinance attached hereto as Exhibit A is hereby approved.

This ordinance shall be effective immediately upon adoption.

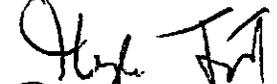
Attest:



Douglas R. Smith
County Clerk

Date: July 13, 2010

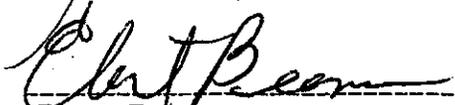
COUNTY COUNCIL OF THE
COUNTY OF ERIE, PENNSYLVANIA



Kyle Foust, Chairman



Fiore Leone, Vice Chairman



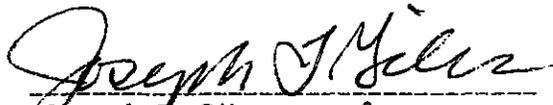
Ebert Beeman



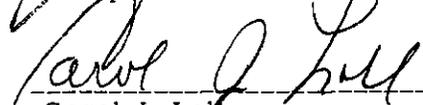
Ronald G. Cleaver



Phil Fatica



Joseph J. Giles



Carol J. Lott

Approved by:



Barry Grossman
County Executive

Date: 7/14/10

ORDINANCE NO. 2010 -

EXHIBIT A

AN ORDINANCE OF THE TOWNSHIP OF HARBORCREEK, ERIE COUNTY, PENNSYLVANIA, REPEALING ORDINANCE NO. 84-100, AN ORDINANCE GRANTING REAL ESTATE TAX RELIEF FOR PROPERTIES IN DETERIORATED AREAS/NEIGHBORHOODS PURSUANT TO 72 P.S. § 4711-101, ET SEQ. AND 4722, ET SEQ., AND ITS VARIOUS AMENDMENTS, AND PROVIDING FOR REAL ESTATE TAX ABATEMENT FOR COMMERCIAL, BUSINESS AND INDUSTRIAL PROPERTIES IN CERTAIN AREAS AND PROVIDING FOR REAL ESTATE TAX ABATEMENT FOR RESIDENTIAL CONSTRUCTION AND IMPROVEMENTS IN CERTAIN AREAS, AND, FURTHER, PROVIDING FOR ADDITIONAL TAX ABATEMENT INCENTIVES FOR "GREEN" CONSTRUCTION PRACTICES, MATERIALS AND DESIGNS PURSUANT TO THE AUTHORITY GRANTED IN 72 P.S. §4711 - 101, ET SEQ. AND 72 P.S. §4722, ET SEQ., AND 72 P.S. §4754 - 1 ET SEQ.

2010 MAY - 1 A 11:02

ERIE COUNTY PA
ASSESSMENT

Whereas, the Commonwealth of Pennsylvania had adopted an act known as the "Improvement of Deteriorating Real Property or Areas Tax Exemption Act", 72 P.S. § 4711-101, et seq., authorizing local taxing authorities to exempt improvement to certain deteriorated residential property for a term, not to exceed ten years; and

Whereas, the Commonwealth of Pennsylvania had adopted an act known as the "Local Economic Revitalization Tax Assistance Act," 72 P.S. § 4722, et seq., authorizing local taxing authorities to exempt new construction in deteriorated areas of economically depressed communities and improvements to certain deteriorated industrial, commercial, and other business property, not to exceed ten years; and

Whereas, the Commonwealth of Pennsylvania had adopted an act known as the "New Home Construction Local Tax Abatement Act", 72 P.S. § 4754 - 1, et seq., authorizing local taxing authorities to exempt improvement to certain unimproved residential property implementing section 2 (b) (iv) of Article VIII of the Constitution of Pennsylvania; and

Whereas, in 1984, Harborcreek Township (hereafter "The Township") adopted Ordinance No. 84-100, which implemented the provisions of 72 P.S. §4711-101, et seq., and 72 P.S. § 4722, et seq.; and

Whereas, the Township amended the provisions of Ordinance 84-100 three times previously to increase the geographical area to be considered eligible for real estate tax abatement, Ordinance No. 84-100-1, passed in 1994, and Ordinance No. 84-100-2, passed in 1998, and Ordinance No. 84-100-3, passed in 2008; and

Whereas, The Board of Supervisors of Harborcreek Township recognized that the conditions which existed at the time of the passage of the original ordinance have continued to evolve insofar as certain areas need incentives to spur construction and development of certain residential housing; and

Whereas, the Board of Supervisors of Harborcreek Township notes that development of areas of the Township zoned "Industrial" has not increased significantly since the passage of the original ordinance, No. 84-100, in 1984, and is still in need of incentives to spur growth and development in those areas; and

Whereas, the Board of Supervisors recognizes that certain properties, zoned other than for "Industrial" use, previously included in the area eligible for tax relief, and subsequently limited, should again be included to promote growth; and

Whereas, the Board of Supervisors is aware that the Pennsylvania Commonwealth Court has held that the plain language of the state statutes allowing local taxing authorities to grant tax relief to certain properties in deteriorated neighborhoods/areas contemplates that whether the exemption is available and how it is to be obtained is left to the determination of the local taxing authorities, as stated in Northwood Nursing Care and Convalescent Home, Inc. vs. City of Philadelphia, Board of Revision of Taxes, 98 Pa. Cmwlth. 401, 403, 511 A.2d 281, 282 (1986); and

Whereas, the Board of Supervisors desires to create and designate two different zones for residential real estate tax abatement, one for residential improvements and one for new construction, and a third zone for commercial, industrial, and business construction; and

Whereas, the Board of Supervisors recognizes that any real property tax relief offered in this Ordinance No. 2010 - must also be approved by the governing bodies of the Harborcreek School District and the County of Erie.

NOW THEREFORE, be it enacted by the Harborcreek Township Board of Supervisors of the County of Erie, that Ordinance No. 2010 - shall provide as follows:

Section One. Title

This Ordinance shall be known as the "Harborcreek Township Comprehensive Real Estate Tax Abatement Ordinance".

Section Two. Definitions

(a) "Growth Boundary Area" refers to a geographical area within the Township, specifically described hereafter, affording real estate tax abatement for new Residential Construction and new Non-Residential Construction and

Improvements, and being one of the Investment Opportunity Areas defined hereafter.

b) "Deteriorated Property Non-Residential" means any industrial, commercial, or other business property owned by an individual, association or corporation which currently houses one or more of the following uses: commercial, business, or industrial; and is located in an Investment Opportunity Area, as hereinafter defined, or any such property which has been the subject of an order by a government agency requiring the unit to be vacated, condemned, or demolished by reason on noncompliance with laws, ordinances, or regulation.

c) "Deteriorated Property Residential" means a Dwelling Unit located in an Investment Opportunity Area, as hereinafter defined, or a Dwelling Unit which has been or upon request is certified by a health, housing or building inspection agency as unfit for human habitation for rent withholding, or other health or welfare purposes, or has been the subject of an order by such an agency requiring the unit to be vacated, condemned or demolished by reason of noncompliance with laws, ordinances or regulations.

d) "Dwelling Unit" means a house, double house or duplex, townhouse or row house, apartment, condominium or any building intended for occupancy as living quarters by an individual, a family or families or other groups of persons, which living quarters contain a kitchen or other cooking equipment for the exclusive use of the occupant or occupants.

e) "Improvement" means repair, construction or reconstruction, including alterations and additions, having the effect of rehabilitation a deteriorated property, either commercial, business, industrial or residential [so that its assessed value increases more than \$25,000,] and one of the following: it becomes habitable or attains higher standards of safety, health, economic use or amenity; or is brought into compliance with laws, ordinances or regulations governing such standards; or is new residential construction in an Investment Opportunity Area. Ordinary upkeep and maintenance shall not be deemed an Improvement.

f) "Residential Construction" means the building or erection of Dwelling Units, as defined above, upon vacant land or land specifically prepared to receive such structures.

g) "Non-Residential Construction" means the building or erection of structures other than Residential or Dwelling Units upon vacant land or land specifically prepared to receive such structures.

h) "Investment Opportunity Area" means the areas described herein which are determined by Harborcreek Township to be eligible for tax exemption under Act 76 of 1977 ("Local Economic Revitalization Tax Assistance Act") 72 P.S. Section 4722, et seq, 72 P.S. Section 4711-101, et seq, as well as the "New Home Construction Local Tax Act, 72 P.S. Section 4754-1, et seq. and Act 42 of 1977 ("Improvement of Deteriorating Real Property or Areas Tax Exemption Act,

and including, specifically, an area designated "Growth Boundary Area" and one designated "The LERTA District".

Section Three. Exemption

a) There is hereby exempted from real property taxation, the assessed valuation of:

1. Improvements to Deteriorated Property Residential.
2. Improvements to any commercial, business, or industrial property, without regard to whether such properties qualify as "Deteriorated Property Non-Residential", provided said improvements are constructed within an Investment Opportunity Area, designated hereafter.
3. New Residential Construction built in any Investment Opportunity Area, specifically, the "Growth Boundary Area", designated hereafter.
4. New Construction on Non-Residential properties, without regard to whether such properties qualify as "Deteriorated Property Non-Residential", provided said improvements are constructed within an Investment Opportunity Area, either the "Growth Boundary Area" or "The LERTA District", designated hereafter.

b) The exemption authorized by Subsection A.1, A.2, A.3 and A.4 of this Section 2 shall be in the amounts, and in accordance with, the provisions and limitations herein provided.

Section Four. Maximum Exemption

a) The exemption from real estate property taxes assessed by Harborocreek Township shall be as follows:

1. To that portion of the additional assessment attributable to the actual cost of Improvement to Deteriorated Property Non-Residential.
2. To that portion of the additional assessment attributable to the actual cost of Improvement to Deteriorated Property Residential.
3. To the assessment valuation attributable to the actual cost of new Non-Residential Construction within an Investment Opportunity Area.
4. To the assessment valuation attributable to the actual cost of new Residential Construction within an Investment Opportunity Area.

b) The date of Improvement shall be the date of issuance of the building permit, improvement record, or other required notification of construction.

2010
ERIE COUNTY PA
ASSESSMENT
- 7 A II:

c) In all cases the exemption from taxes shall be limited to that portion of the additional assessment attributable to the Improvement or new Residential Construction, as the case may be, and for which a separate assessment has been made by the County Board of Assessment Appeals and for which an exemption has been separately requested. No tax exemption shall be granted if the property owner does not secure the necessary and proper permits prior to making an Improvement of the property. No tax exemption shall be granted if the property as completed does not comply with the minimum standards of the Housing and Building Codes of the Township of Harborcreek.

d) In any case, after the effective date of this Ordinance, where Deteriorated Property Non-Residential or Deteriorated Property Residential is damaged, destroyed or demolished, by any cause or for any reason, and the assessed valuation of the property affected has been reduced as a result of said damage, destruction or demolition, the exemption from real property taxation authorized by this Ordinance shall be limited to that portion of new assessment attributable to the actual cost of Improvement or Residential Construction that is in excess of the original assessment that existed prior to damage, destruction or demolition of the property.

Section Five. Exemption Schedule

a) The schedule of Real Estate taxes to be exempted for Improvement to Deteriorated Property Residential, as well as, new Residential Construction in an Investment Opportunity Area referred to in Section 6a hereafter, shall be in accordance with the below portion of Improvement to be exempted each year.

Length / Portion

1st year 50%

2nd year 40%

3rd year 30%

4th year 20%

5th year 10%

After the fifth year the exemption shall terminate.

b) The schedule of Real Estate taxes to be exempted for New Construction Non-Residential and/or Improvement to Deteriorated Property Non-Residential, and/or New Construction Residential, and/or Improvements To Deteriorated Property Residential in the Investment Opportunity Area referred to as the "Growth Boundary Area" shall be in accordance with the below portion of Improvement to be exempted each year.

Length / Portion

1st year 100%

2nd year 80%

3rd year 60%

4th year 40%

5th year 20%

After the fifth year the exemption shall terminate.

CLERK OF BOARD OF SUPERVISORS
COUNTY OF HARBORCREEK

c) The schedule of Real Estate taxes to be exempted for New Non-Residential Construction or Improvement to Deteriorated Property Non-Residential in the Investment Opportunity Area referred to as the "The LERTA District" shall be in accordance with the below portion of Improvement to be exempted each year.

Length / Portion

1st year 100%

2nd year 100%

3rd year 100%

4th year 100%

5th year 100%

After the fifth year the exemption shall terminate.

Section 6. Investment Opportunity Zone Descriptions

a) The Investment Opportunity Zone wherein real estate tax abatement is available for improvements to Deteriorated Property Residential shall consist of the entire Township.

b) The Investment Opportunity Zone wherein real estate tax abatement is available for new Residential Construction, new Non-Residential Construction and and/or Improvement to Deteriorated Property Non-Residential, which shall be referred to as the "Growth Boundary Area", is described as follows:

On the North, by the Lake Erie Shoreline;

On the East, by Shade's Beach Park Road, Bartlett Road, and the current Village District Boundary, and by Depot Road;

On the South, by Interstate #90 and the current Interchange Business District Boundaries identified in Zoning Ordinance # 2010 - 200;

On the West, by the boundary lines with Wesleyville Borough, Lawrence Park Township, the City of Erie, and Millcreek Township.

a) The Investment Opportunity Zone wherein real estate tax abatement is available for New Non-Residential Construction or Improvement to Deteriorated Property Non-Residential, which shall be referred to as "The LERTA District", is described as follows:

Beginning at the Lawrence Park Township and Harborcreek Township boundary line 1,200 feet north of Iroquois Avenue; and

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OFFICE OF THE
TOWNSHIP CLERK
LAWRENCE PARK TOWNSHIP
1000 W. 10TH ST.
ERIE, PA 16502

Thence, east, parallel with Iroquois Avenue to a point in the center of Six Mile Creek; and

Thence, south, along the center line of Six Mile Creek to a point 800 feet south of Buffalo Road; and

Thence, west parallel with Buffalo Road to a point at the Wesleyville Borough Boundary line; and

Thence, north, along the Wesleyville Borough and Lawrence Park Township boundary line to the place of beginning.

Section 7. Incentives For "Green" Construction

A Schedule of Real Estate taxes to be exempted in accordance with the below portion of new Residential Construction of residential Dwelling Units to be exempted each year shall be based upon the new residential construction achieving one or more levels of certification under the International Construction Code 700-2008 National Green Building Standard. The Township of Harborcreek shall require verification of the certification level achieved prior to obtaining an exemption. To obtain a three year exemption all Dwelling Units must achieve a Bronze Certification. To obtain a four year exemption, all Dwelling Units must achieve a silver Certification. To obtain a five year exemption all Dwelling Units must achieve a Gold Certification.

Length / Portion

1st year 100%

2nd year 100%

3rd year 100%

4th year 100%

5th year 100%

Depending upon the Green Building Standard Certification achieved, the exemption shall terminate on the third, fourth or fifth year.

Section 8. Miscellaneous Provisions

a) The exemption from taxes granted under this Ordinance shall be upon the property and shall not terminate upon the sale or exchange of the property.

b) The exemption from taxes hereunder shall be forfeited by the applicant and/or subsequent owner of the real estate for failure to pay nonexempt real estate taxes by their due date, i.e. the last date upon which taxes may be paid without penalty. Upon receipt of notice of nonpayment of nonexempt real estate taxes, the Chief Building Code Official shall direct the County Assessment Officer to discontinue the exemption provided for hereunder.

c) If an eligible property is granted tax exemption pursuant to this Ordinance, the Improvement shall not, during the exemption period, be considered as a factor in assessing other properties.

Section 9. Procedure for Obtaining Exemption

a) Any person desiring tax exemption pursuant to this Ordinance should apply to the Township of Harborcreek at the time that a zoning permit is secured for construction of the Improvement or new residential construction, as the case may be. The application must be in writing upon forms specified by the Township setting forth the following information:

1. The date the Zoning Permit was issued for said Improvement;
2. The location of the property to be Improved;
3. The type of Improvement (commercial, mixed use, or residential);
4. The summary of the plan of Improvement;
5. The cost of the Improvement;
6. Whether the property has been condemned by any governmental body for non-compliance with laws or Ordinances.
7. Verification that the property has been inspected and verified by the Building Inspection Services and Harborcreek Township, or its successor, and such additional information as the Township may require.

b) There shall be on the application form for a zoning permit, the following notice:

"Notice to Taxpayer." By Ordinance No. of 2010 you may be entitled to exemption from tax on your contemplated improvement by reassessment. An application for exemption may be secured from the designated official at the Township of Harborcreek and must be filed at the time the zoning permit is secured."

c) A copy of the exemption request shall be forwarded to the County Board of Assessment Appeals by the Township Zoning Officer. The Board shall determine whether the exemption shall be granted and shall, upon completion of the Improvement and new residential construction, and notification from the Township of Harborcreek's Building Official that the Improvement and new residential construction comply with all applicable Building and Housing Codes, assess separately the Improvement and calculate the amounts of the assessment eligible for tax exemption in accordance with the limits established by this Ordinance and notify the taxpayer and the local taxing authorities of the reassessment and amounts of the assessment eligible for exemption. IN the case of new residential Construction, the Board shall assess separately the Dwelling Unit and the land upon which the new Residential Construction stands and shall otherwise perform its duties as above provided for construction of Improvement to residential, mixed use and commercial properties.

d) The cost of Improvement to commercial properties and mixed use properties or costs of Improvement or construction per Dwelling Unit of residential properties, as the case may be, to be exempted and the schedule of taxes exempted existing at the time of the initial request for tax exemption shall be applicable to that exemption request, and subsequent amendment to this Ordinance, if any, shall not apply to requests initiated prior to their adoption.

Section 10. Excluded Properties

This Ordinance and the exemptions granted herein, shall not be available to properties which are, according to the Township Board of Supervisors, non-conforming uses.

Section 11. Effective Date

The effective date of this Ordinance shall be 5 days from the date of final passage.

Section 12. Repealer

All ordinances or parts thereof conflicting herewith are hereby repealed.

BE IT ENACTED THIS _____ DAY OF _____, 2010.

Chairperson, Board of Supervisors

Supervisor

Supervisor

ATTEST:

A copy of this Ordinance was duly advertised in the Erie Times News on the _____ day of _____, 2010.

The motion to adopt this ordinance was made by _____, Supervisor and seconded by _____, Supervisor. The vote with respect to this ordinance was _____.



COUNTY OF ERIE
DEPARTMENT OF FINANCE
BUREAU OF REVENUE AND TAX CLAIM
ERIE COUNTY COURT HOUSE
140 WEST SIXTH STREET ROOM 110
ERIE, PENNSYLVANIA 16501
Tel. (814) 451-6202
Fax (814) 451-7484

KATHY DAHLKEMPER
COUNTY EXECUTIVE

STEVEN LETZELTER
SUPERVISOR

RE: Sale of Parcel from Repository for Unsold Properties

Mr. Sparber:

Act No. 1998-69 requires that the Erie County Tax Claim Bureau notify each taxing district of any offer to purchase property from the County Repository for unsold properties, and secure the consent of the appropriate districts prior to any such sale. The districts may not unreasonably withhold their consent.

The Tax Claim Bureau has received an offer to purchase the property commonly known as and identified in the assessment records of Erie County as **Index 15-020-027.0-204.00 1012 ASH ST 35X156** This offer was made by **Clarence Noble** who is willing to purchase that parcel for the sum of \$250.00 **Proceeds of this sale will be applied to costs advanced by the Bureau for collection first, in accordance with Section 205 of the Real Estate Tax Sale Law Act 542 of 1947, as amended.**

Please place this offer to purchase on the agenda for your next regularly scheduled meeting and take official action on this proposed sale. After the meeting, complete the enclosed form and return it immediately to the Erie County Tax Claim Bureau at the above address.

If there are questions or concerns regarding the procedure, the property, or the offer, please contact Jean Rodemaker at the Erie County Tax Claim Bureau at 451-6206.

Thank you,

Steven A Letzelter, Director
Erie County Tax Claim Bureau

TO: Erie County Tax Claim Bureau
Erie County Courthouse
140 West Sixth Street, Room 110
Erie, PA 16501

RE: Property: **1012 ASH ST 35X156**
Index No: 15-020-027.0-204.00
Offer of: \$250.00 by Clarence Noble

At our regular/special meeting on, _____
We took action regarding the sale of the property referenced above from The Erie County
Repository,
By the purchaser and for the amount specified. The proposed sale was:

APPROVED

DENIED*

*Please state reason for denial. _____

Signed: _____

For: _____

Date: _____

TO: Erie County Tax Claim Bureau
Erie County Courthouse
140 West Sixth Street, Room 110
Erie, PA 16501

RE: Property : 1012 Ash ST
Index No. 15-020-027.0-204.00
Offer of \$250.00 by Clarence Noble

At our regular/special meeting on, Wednesday, August 21, 2013
We took action regarding the sale of the property referenced above from The Erie County Repository,
By the purchaser and for the amount specified. The proposed sale was:

APPROVED

DENIED*

*Please state reason for denial. _____

Signed: *Robin J. Smith*

For: School District of the City of Erie, PA

Date: August 22, 2013

TO: Erie County Tax Claim Bureau
Erie County Courthouse
140 West Sixth Street, Room 110
Erie, PA 16501

RE: Property : 1012 Ash ST
Index No. 15-020-027.0-204.00
Offer of \$250.00 by Clarence Noble

At our regular/special meeting on, February 19 2014
We took action regarding the sale of the property referenced above from The Erie County Repository,
By the purchaser and for the amount specified. The proposed sale was:

APPROVED

DENIED*

*Please state reason for denial. _____

Signed: Brenda O'Sullivan
For: City of Erie
Date: 2/20/14

Curtis Jones

Casimir J. Kwitowski

Seconded By:

By

COUNCIL CHAMBERS

February 5, 2014

Erie, Pa.

JOURNAL

CITY COUNCIL - CITY OF ERIE, PA.

NO. _____

Resolved, by the Council of the City of Erie, that the proposed Repository sale of property commonly known as 1012 Ash Street and identified by Erie County Assessment Index Number 15-020-027.0-204.00 by the Erie County Tax Claim Bureau to Clarence Noble, 1845 Buffalo Road, Erie, PA in the amount of \$250.00 is hereby approved

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2014	Ayes	Nays
Brennan		
Horan-Kunco		
Jones		
Kwitowski		
Merski		
Winarski		
Witherspoon		

Distribution: 1. Clerk-White 2. Finance-Blue 3. Public Works-Green
 4. Public Safety-Yellow 5. Economic & C.D.-Pink 6. Mayor/Misc.-Gold

County of Erie Analysis of General Fund Unassigned Fund Balance FYE 12/31/14 As of February 28, 2014

Projected Ending 2014 Unassigned Fund Balance	28,945,009
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Less: Appropriations from Unassigned Fund Balance

Ordinance # 142 of 2013 for 2014 Supp Approp for Reorganization in Assessment	(6,873)
Ordinance #22 of 2014 Supp Approp for Transfer to Public Safety Fund	(50,703)
Ordinance #25 of 2014 Supp Approp for Completion of Sheriff Radio Project	(49,094)

Total Appropriations from Unassigned Fund Balance	<u>(106,670)</u>
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Plus: Appropriations to Unassigned Fund Balance

Ordinance #14 of 2014 Reclassification of Two Positions in District Attorney Department	16,885
Ordinance # Supp Approp for Reduction in Transfer to Debt Service Fund	707,222
Ordinance # Supp Approp for Reduction in Transfer to Public Health Fund	7,603

Total Appropriations to Unassigned Fund Balance	<u>731,710</u>
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Estimated General Fund Unassigned Fund Balance to date	<u>29,570,049</u>
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Summary

Total Budgeted General Fund Expenditures and Transfers	93,068,934
Less: Pass Thru Grants Originally Budgeted in the General Fund	<u>(75,000)</u>
Net Budgeted General Fund Expenditures and Transfers	<u>92,993,934</u>

One Month's Expenditures and Transfers	7,749,495
Two Month's Expenditures and Transfers	15,498,989

Difference between Estimated GF Unassigned Fund Balance and One Month of Expend & Transfers	<u>21,820,555</u>
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Difference between Estimated GF Unassigned Fund Balance and Two Months of Expend & Transfers	<u>14,071,060</u>
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County of Erie General Fund
Monthly Reconciliation of
Changes to Fund Balance Appropriated
001-000990-099500
As of February 28, 2014

Appropriations from Fund Balance per Excel	(106,670)
Appropriations to Fund Balance per Excel	731,710
Net Appropriations per Excel	<u>625,040</u>
<u>Less: Pending Ordinances for Council Approval</u>	
Reduction in Transfer to Debt Service Fund	(707,222)
Reduction in Transfer to Public Health Fund	(7,603)
Total Net Pending Ordinances	<u>(714,825)</u>
Net change to Fund Balance Appropriated	<u>(89,785)</u>
FMS Budget T Balance	<u>(89,785)</u>
	0

County of Erie General Fund
 Current Budget
 As of February 28, 2014

DEPT NO	DEPT NAME	ORIGINAL 2014 BUDGET	2014 BUDGET CHANGES	CURRENT 2014 BUDGET
001000	CONCIL & ELECTIONS	1,403,139		1,403,139
001100	COUNTY CONTROLLER	316,843		316,843
001990	COUNTY EXECUTIVE	253,461		253,461
002010	COMM REL ECON DEV	970,313		970,313
002100	COUNTY SOLICITOR	166,161		166,161
002190	PERSONNEL	398,081		398,081
002300	FINANCE	4,180,763	6,873	4,187,636
002400	ADMIN/ OPERATIONS	5,218,625		5,218,625
002601	HUMAN SRVC SHARED	1		1
002700	OTH GEN GOVT	8,485,387		8,485,387
002810	COUNTY TECH DEPT	1,850,719	(358,776)	1,491,943
003000	COURTS	4,798,432	358,776	5,157,208
003100	MDJ'S	2,710,565		2,710,565
003200	CLK RECORD	2,822,804		2,822,804
003290	SHERIFF	3,098,745	93,409	3,192,154
003390	DISTRICT ATTY	3,395,509	(16,885)	3,378,624
003500	CORONER	640,993		640,993
003600	PUBLIC DEFENDER	1,366,126		1,366,126
004000	ADULT PROBATION	5,274,553		5,274,553
004100	CORRECTIONS	16,888,253		16,888,253
004190	JUVENILE PROBATION	3,239,949		3,239,949
005200	VETERANS AFFAIR	227,810		227,810
009000	GRANTS TO ORGANZ	91,000		91,000
020000	TRANSFERS	25,270,702	1,103,773	26,374,475
	Total	93,068,934	1,187,170	94,256,104

<p>County of Erie Comparison of Change in Monthly General Fund Fund Balance Appropriated for the Years 2014 and 2013</p>

Change in appropriated General Fund fund balance as follows:

Month	2014	2013
January	10,012	(76,273)
February	(99,797)	(151,523)
March		(21,192)
April		(37,102)
May		0
June		(59,588)
July		(3,410)
August		0
September		(67,580)
October		(28,000)
November		(120,836)
December		(162,096)
Total Change in Appropriated Fund Balance Year to Date	(89,785)	(727,600)