

BUFFALO FISCAL STABILITY AUTHORITY

RESOLUTION NO. 05 - 70

APPROVING MINUTES AND RESOLUTIONS FROM JUNE 8, 2005

BE IT RESOLVED that the Buffalo Fiscal Stability Authority approves the minutes of its meetings of June 8, 2005 and ratifies and affirms eleven resolutions numbered 05-44 through 05-56 that were approved on June 8, 2005.

This Resolution shall take effect immediately.

Approved August 31, 2005

/S/ Richard Tobe
Richard Tobe
Secretary

BUFFALO FISCAL STABILITY AUTHORITY

RESOLUTION NO. 05 - 71

APPROVING MINUTES AND RESOLUTIONS FROM JULY 20, 2005

BE IT RESOLVED that the Buffalo Fiscal Stability Authority approves the minutes of its meeting of July 20, 2005 and ratifies and affirms thirteen resolutions numbered 05-57 through 05-69 that were approved on July 20, 2005.

This Resolution shall take effect immediately.

Approved August 31, 2005

/S/ Richard Tobe

Richard Tobe

Secretary

BUFFALO FISCAL STABILITY AUTHORITY

RESOLUTION NO. 05 - 72

MODIFICATION TO THE 2005-2006 BUDGET TO ADDRESS LOSS OF SAVINGS FROM SINGLE HEALTH INSURANCE CARRIER

WHEREAS, the School District has submitted a request to the Buffalo Fiscal Stability Authority (BFSA) for approval of a budget modification to the 2005-2006 budget upon the direction of BFSA, and

WHEREAS, the 2005-2006 budget originally contained savings from transferring to a single health insurance provider, and

WHEREAS, those savings are in jeopardy with an arbitration pending that may overturn the legal ability of the School District to make this change without the consent of the collective bargaining units representing District employees, and

WHEREAS, the budget modification retains the savings (for 10 months rather than 12), but recognizes the risk from the arbitration by including a "single carrier contingency" of \$7 million to hedge against a potential loss of savings, and

WHEREAS, to balance the contingency, 148 positions have been cut from the budget (114 of them are filled positions), and

WHEREAS, if there is agreement to move to a single health insurance provider and the risk of litigation or arbitration goes away, the contingency can be tapped to restore positions, and

WHEREAS, the modification also modifies active employee and retiree health care costs by \$2.2 million to further account for the loss of savings,

NOW THEREFORE BE IT RESOLVED THAT, the Buffalo Fiscal Stability Authority approves the modification of the 2005-2006 budget to create a single health insurance carrier contingency by eliminating 148 positions and adjusting the amount of savings generated by the move to a single health insurance provider; and

BE IT FURTHER RESOLVED THAT, if an agreement can be reached to solidify the single health insurance provider, the School District shall submit a budget modification reflecting the intention to restore positions in the 2005-2006 budget.

This Resolution shall take effect immediately.

Approved August 31, 2005

/S/ Richard Tobe
Richard Tobe
Secretary

BUFFALO FISCAL STABILITY AUTHORITY

RESOLUTION NO. 05 - 73

AUTHORIZE CITY OF BUFFALO TO ENTER INTO NINE CONTRACTS

WHEREAS, Chapter 122 of the Laws of 2003 as amended by Chapter 86 of the Laws of 2004 permits the Buffalo Fiscal Stability Authority (“BFSA”) to review and approve or disapprove contracts or other obligations binding or purporting to bind the City or any covered organization; and

WHEREAS, Chapter 122 of the Laws of 2003 as amended by Chapter 86 of the Laws of 2004 permits the BFSA to review and approve or disapprove the terms of any proposed settlement of claims against the City or any covered organization in excess of \$50,000.00; and

WHEREAS, in order to carry out the mission of the BFSA, the BFSA will review contracts or other obligations in excess of \$50,000, though the BFSA Act provides no limit on contracts or obligations; and

WHEREAS, the BFSA will review contracts or other obligations in excess of \$50,000, but will require approval by the full BFSA Board when the contract or other obligation is valued at \$200,000 or more; and

WHEREAS, the Mayor and other City officials have submitted the contract and other obligations for approval at the August 31, 2005 BFSA meeting, and have signed the BFSA Remittance Approval Request Form (“RARF”) in which they indicate that there are sufficient funds available for such items; and

WHEREAS, BFSA Staff have reviewed such items and the RARF and recommend approval of such contracts; and

NOW THEREFORE BE IT RESOLVED, that the Buffalo Fiscal Stability Authority approve and authorize the City of Buffalo to enter into nine contracts and obligations as listed below:

- | | |
|--|----------------|
| 1. Crane Hogan Structural - construction services | \$495,440.00 |
| 2. Crane Hogan Structural - construction services | \$1,287,070.00 |
| 3. URS – consulting services | \$263,500.00 |
| 4. Business Methods Inc. – purchase contract | \$210,116.60 |
| 5. NOCO Energy Corp – energy purchase | \$631,559.00 |
| 6. TF Kurk Inc. – purchase contract | \$803,000.00 |
| 7. DiDonato Associates – consulting services | \$80,000.00 |
| 8. Donald Braasch Construction – construction services | \$125,000.00 |
| 9. Delacy – purchase contract | \$81,447.000 |

This Resolution shall take effect immediately.

Approved August 31, 2005

/S/ Richard Tobe

Richard Tobe
Secretary

BUFFALO FISCAL STABILITY AUTHORITY

RESOLUTION NO. 05 - 74

AFFIRM AUTHORIZATION OF THE CITY OF BUFFALO TO ENTER INTO EIGHT CONTRACTS

WHEREAS, Chapter 122 of the Laws of 2003 as amended by Chapter 86 of the Laws of 2004 permits the Buffalo Fiscal Stability Authority (“BFSA”) to review and approve or disapprove contracts or other obligations binding or purporting to bind the City or any covered organization; and

WHEREAS, Chapter 122 of the Laws of 2003 as amended by Chapter 86 of the Laws of 2004 permits the BFSA to review and approve or disapprove the terms of any proposed settlement of claims against the City or any covered organization in excess of \$50,000.00; and

WHEREAS, in order to carry out the mission of the BFSA, the BFSA will review contracts or other obligations in excess of \$50,000, though the BFSA Act provides no limitation for contracts or obligations; and

WHEREAS, the BFSA will review contracts or other obligations in excess of \$50,000, but will require approval by the BFSA Board when the contract or other obligation is valued at \$200,000 or more; and

WHEREAS, on occasion, there may be times when the approval of a contract may be necessary prior to the next scheduled meeting of the BFSA; and

WHEREAS, Resolution No. 04-89 provides a process for the emergency approval of contracts by BFSA Staff, such contracts must be submitted to the BFSA for affirmation by the Board; and

WHEREAS, City officials have submitted items for emergency approval prior to the August 31, 2005 BFSA meeting, and have signed the BFSA Remittance Approval Request Form (“RARF”) in which they indicate that there are sufficient funds available for the items;

NOW THEREFORE BE IT RESOLVED, that the Buffalo Fiscal Stability Authority does hereby affirm the emergency approval authorizing the City of Buffalo to enter into 8 contracts as listed below:

- | | |
|--|-------------|
| 1. Purchase Contract for Police Vehicles | \$225,988 |
| 2. Roof Replacement for 105 West Market Street | \$252,705 |
| 3. Cazenovia Creek Bank Stabilization Project | \$2,400,000 |
| 4. Michigan Avenue Streetscape Repairs | \$785,746 |
| 5. Water Plant Security Upgrades | \$400,092 |
| 6. Increased Encumbrance for Scajaquada Pathway Project | \$275,000 |
| 7. Increased Encumbrance for Genesee Street Reconstruction | \$525,506 |
| 8. Purchase of Asphalt for Road Repairs | \$213,750 |

This Resolution shall take effect immediately.

Approved August 31, 2005

/S/ Richard Tobe

Richard Tobe
Secretary

BUFFALO FISCAL STABILITY AUTHORITY

RESOLUTION NO. 05 – 75

AUTHORIZE THE BUFFALO SCHOOL DISTRICT TO ENTER INTO TWENTY-SIX CONTRACTS

WHEREAS, Chapter 122 of the Laws of 2003 as amended by Chapter 86 of the Laws of 2004 permits the Buffalo Fiscal Stability Authority (“BFSA”) to review and approve or disapprove contracts or other obligations binding or purporting to bind the City or any covered organization; and

WHEREAS, Chapter 122 of the Laws of 2003 as amended by Chapter 86 of the Laws of 2004 permits the BFSA to review and approve or disapprove the terms of any proposed settlement of claims against the City or any covered organization including the School District in excess of \$50,000.00; and

WHEREAS, in order to carry out the mission of the BFSA, the BFSA will review contracts or other obligations in excess of \$50,000, though the BFSA Act provides no limitation for such items; and

WHEREAS, the BFSA will review contracts or other obligations in excess of \$50,000, but will require approval by the full BFSA Board when the contract or obligation is valued at \$200,000 or more; and

WHEREAS, School District officials submitted correspondence to BFSA in which they seek the approval of contracts, together with signed BFSA Remittance Approval Request Forms (“RARF”) in which they indicate that there are sufficient funds available for such contracts; and

WHEREAS, certain contracts issued in connection with “No Child Left Behind” legislation must be awarded at an amount “to be determined” (TBD) because enrollment figures are not known at this time; and

WHEREAS, BFSA Staff have reviewed all contracts and the RARF and recommend approval of twenty-six contracts; and

NOW THEREFORE BE IT RESOLVED, that the Buffalo Fiscal Stability Authority approve and authorize the Buffalo School District to enter into twenty-six contracts as listed below:

- | | |
|--|----------------|
| 1. Emerson Food Services Division purchase contract | \$300,000.00 |
| 2. NYS Student Information System contract | \$2,900,000.00 |
| 3. Alternative Information Systems – technology equipment | \$607,966.00 |
| 4. Apple Computer – technology equipment and software | \$2,103,351.53 |
| 5. Universal Pre-K CBO Collaboration | \$829,800.00 |
| 6. No Child Left Behind (NCLB) – Supplemental Educational Services | \$1,001,785.00 |
| 7. University at Buffalo, EOC - supplemental educational services | \$TBD |

8. Truway Community Center - supplemental educational services	\$TBD
9. St. Phillips Community Center Inc. - supplemental educational services	\$TBD
10. Literacy Volunteers - supplemental educational services	\$TBD
11. Huntington Learning Centers - supplemental educational services	\$TBD
12. Friends of the Elderly, Youth & Family Services - supplemental educational services	\$TBD
13. Concerned Ecumenical Ministries - supplemental educational services	\$TBD
14. Comprehensive Tutoring/The Homework Club - supplemental educational services	\$TBD
15. Buffalo Urban League - supplemental educational services	\$TBD
16. Buffalo Speech and Hearing - supplemental educational services	\$TBD
17. Brooks Learning Center - supplemental educational services	\$TBD
18. Boys and Girls Clubs of Buffalo Inc. - supplemental educational services	\$TBD
19. Bob Lanier Center - supplemental educational services	\$TBD
20. Bethesda World Harvest International Church - supplemental educational services	\$TBD
21. African American Cultural Center - supplemental educational services	\$TBD
22. Medicaid and STAC reimbursement consulting services	\$220,000.00
23. MAGI math program improvement assessment	\$50,000.00
24. Buffalo State College – math course development fee	\$124,372.00
25. Buffalo State College – math course tuition fees	\$184,000.00
26. Joy C. Trotter, Esq. – Executive Director for Human Resources	\$95,500.00

This Resolution shall take effect immediately.

Approved August 31, 2005

/S/ Richard Tobe
Richard Tobe
Secretary

BUFFALO FISCAL STABILITY AUTHORITY

RESOLUTION NO. 05 - 76

AFFIRM AUTHORIZATION OF THE BUFFALO SCHOOL DISTRICT TO ENTER INTO TWO CONTRACTS

WHEREAS, Chapter 122 of the Laws of 2003 as amended by Chapter 86 of the Laws of 2004 permits the Buffalo Fiscal Stability Authority ("BFSA") to review and approve or disapprove contracts or other obligations binding or purporting to bind the City or any covered organization; and

WHEREAS, Chapter 122 of the Laws of 2003 as amended by Chapter 86 of the Laws of 2004 permits the BFSA to review and approve or disapprove the terms of any proposed settlement of claims against the City or any covered organization in excess of \$50,000.00; and

WHEREAS, in order to carry out the mission of the BFSA, the BFSA will review contracts in excess of \$50,000, though the BFSA Act provides no limitation for contracts or obligations; and

WHEREAS, the BFSA will review contracts or other obligations in excess of \$50,000, but will require approval by the full BFSA Board when the contract or other obligation is valued at \$200,000 or more; and

WHEREAS, on occasion, there may be times when the approval of a contract may be necessary prior to the next scheduled meeting of the BFSA; and

WHEREAS, Resolution No. 04-89 provides a process for the emergency approval of contracts by BFSA Staff, such contracts must be submitted to the BFSA for affirmation by the Board; and

WHEREAS, School District officials have submitted two contracts for emergency approval prior to the August 31, 2005 BFSA meeting, and have signed the BFSA Remittance Approval Request Form ("RARF") in which they indicate that there are sufficient funds available for the contracts;

NOW THEREFORE BE IT RESOLVED, that the Buffalo Fiscal Stability Authority does hereby affirm the emergency approval authorizing the Buffalo School District to enter into two (2) contracts as listed below:

- | | |
|---|-----------|
| 1. Library Construction Work | \$793,500 |
| 2. Purchase of E-Rate Products/Services | \$793,792 |

This Resolution shall take effect immediately.

Approved August 31, 2005

/S/ Richard Tobe

Richard Tobe
Secretary

BUFFALO FISCAL STABILITY AUTHORITY

RESOLUTION NO. 05 - 77

AFFIRM AUTHORIZATION OF THE BUFFALO URBAN RENEWAL AGENCY TO ENTER INTO TWO CONTRACTS

WHEREAS, Chapter 122 of the Laws of 2003 as amended by Chapter 86 of the Laws of 2004 permits the Buffalo Fiscal Stability Authority (“BFSA”) to review and approve or disapprove contracts or other obligations binding or purporting to bind the City or any covered organization; and

WHEREAS, Chapter 122 of the Laws of 2003 as amended by Chapter 86 of the Laws of 2004 permits the BFSA to review and approve or disapprove the terms of any proposed settlement of claims against the City or any covered organization in excess of \$50,000.00; and

WHEREAS, in order to carry out the mission of the BFSA, the BFSA will review contracts or other obligations in excess of \$50,000, though the BFSA Act provides no limitation for contracts or obligations; and

WHEREAS, the BFSA will review contracts or other obligations in excess of \$50,000, but will require approval by the BFSA Board when the contract or other obligation is valued at \$200,000 or more; and

WHEREAS, on occasion, there may be times when the approval of a contract may be necessary prior to the next scheduled meeting of the BFSA; and

WHEREAS, Resolution No. 04-89 provides a process for the emergency approval of contracts by BFSA Staff, such contracts must be submitted to the BFSA for affirmation by the Board; and

WHEREAS, BURA officials have submitted items for emergency approval prior to the August 31, 2005 BFSA meeting, and have signed the BFSA Remittance Approval Request Form (“RARF”) in which they indicate that there are sufficient funds available for the items;

NOW THEREFORE BE IT RESOLVED, that the Buffalo Fiscal Stability Authority does hereby affirm the emergency approval authorizing the Buffalo Urban Renewal Agency to enter into two (2) contracts as listed below:

1. Goodwill Industries – for the renovation of the 1119 William St. facility
\$210,000.00
2. Oak Street School – development of new residential and commercial space
\$550,000.00

This Resolution shall take effect immediately.

Approved August 31, 2005

/S/ Richard Tobe
Richard Tobe
Secretary

BUFFALO FISCAL STABILITY AUTHORITY

RESOLUTION NO. 05 - 78

AFFIRM AUTHORIZATION OF THE BUFFALO MUNICIPAL HOUSING AUTHORITY TO ENTER INTO SIX CONTRACTS

WHEREAS, Chapter 122 of the Laws of 2003 as amended by Chapter 86 of the Laws of 2004 permits the Buffalo Fiscal Stability Authority (“BFSA”) to review and approve or disapprove contracts or other obligations binding or purporting to bind the City or any covered organization; and

WHEREAS, Chapter 122 of the Laws of 2003 as amended by Chapter 86 of the Laws of 2004 permits the BFSA to review and approve or disapprove the terms of any proposed settlement of claims against the City or any covered organization in excess of \$50,000.00; and

WHEREAS, in order to carry out the mission of the BFSA, the BFSA will review contracts or other obligations in excess of \$50,000, though the BFSA Act provides no limitation for contracts or obligations; and

WHEREAS, the BFSA will review contracts or other obligations in excess of \$50,000, but will require approval by the BFSA Board when the contract or other obligation is valued at \$200,000 or more; and

WHEREAS, on occasion, there may be times when the approval of a contract may be necessary prior to the next scheduled meeting of the BFSA; and

WHEREAS, Resolution No. 04-89 provides a process for the emergency approval of contracts by BFSA Staff, such contracts must be submitted to the BFSA for affirmation by the Board; and

WHEREAS, BMHA officials have submitted items for emergency approval prior to the August 31, 2005 BFSA meeting, and have signed the BFSA Remittance Approval Request Form (“RARF”) in which they indicate that there are sufficient funds available for the items;

NOW THEREFORE BE IT RESOLVED, that the Buffalo Fiscal Stability Authority does hereby affirm the emergency approval authorizing the Buffalo Municipal Housing Authority to enter into six (6) contracts as listed below:

- | | |
|---|-------------|
| 1. All State Development – general contracting | \$1,387,000 |
| 2. John W. Danforth – mechanical work | \$2,335,000 |
| 3. W.C. Roberson Plumbing – plumbing work | \$379,000 |
| 4. Frey Electric Construction – electrical work | \$178,000 |
| 5. National Fuel Gas – gas lines and meters | \$150,000 |
| 6. MCS Remedial Services – lead-based paint control | \$400,000 |

This Resolution shall take effect immediately.

Approved August 31, 2005

/S/ Richard Tobe
Richard Tobe
Secretary