

MINUTES  
Buffalo Fiscal Stability Authority  
Audit, Finance, & Budget Committee

April 12, 2006

The regular meeting of the Buffalo Fiscal Stability Authority (BFSA) Audit, Finance, and Budget Committee was called to order at 12:50 PM on April 12, 2006, at the Buffalo Niagara Convention Center. The meeting was convened with a Notice of Meeting sent to the Directors and announced to the public and the press.

Directors Present: Giambra, Stenhouse & Townsend

Directors Absent: Lipke, McCall

Staff Present: Johnson, McPherson, Miller, Mitchell, Mulawka, Stefko and Tocker

**Opening Statement**

In the absence of Committee Chairman H. Carl McCall, BFSA Vice-Chair Alair Townsend called the meeting to order. She made an opening statement, noting the agenda and the attendance of Directors.

**Approval of Minutes**

The Directors reviewed and approved the Committee meeting minutes of the March 8<sup>th</sup> meeting. Motion by Giambra, second by Stenhouse, Vote 3-0 to take effect immediately.

**Procurement Guidelines**

The Directors reviewed the BFSA's existing Procurement Guidelines and recommended approval by the full Board. Motion by Giambra, second by Stenhouse, Vote 3-0 to take effect immediately.

**Investment Guidelines**

The Directors reviewed the BFSA's existing Investment Guidelines and recommended approval by the full Board. Motion by Stenhouse, second by Giambra, Vote 3-0 to take effect immediately.

There being no further business, Vice-Chair Townsend entertained a motion to adjourn, which was duly seconded. The meeting adjourned at 1:04 PM.

**MINUTES**  
**Buffalo Fiscal Stability Authority**  
**April 12, 2006**

---

The regular meeting of the Buffalo Fiscal Stability Authority (BFSA) was called to order at 1:14 PM on April 12, 2006, at the Buffalo Niagara Convention Center by Ms. Alair Townsend, Vice-Chair of the Board. The meeting was convened by a Notice of Meeting sent to the Directors by Chairman Lipke and announced to the public and press.

**Directors Present:** Brown, Faso, Giambra, Stenhouse and Townsend

**Directors Absent (excused):** Lipke, McCall and Wilmers

**Staff Present:** Johnson, McPherson, Miller, Mitchell, Mulawka, Stefko and Tocker

---

**Opening Remarks:**

Acting on behalf of Chairman Lipke, Vice-Chair Townsend welcomed the attendees and summarized the meeting's agenda. She noted that the meeting would include a discussion of negotiating raises in a wage freeze environment. She explained that although the City and the covered entities are under a wage freeze, there is the potential to offer incentives to workers who facilitate structural changes. She also noted that the meeting would include the annual review of both the procurement and the investment guidelines, both of which were discussed at the Audit, Finance, & Budget Committee.

Ms. Townsend announced that the BFSA Public Forum would be held May 4, 2006. The Forum represents an opportunity for the community to share their views on the City's 2006-2007 Budget and 4-year Financial Plan.

The Vice-Chair requested a roll call of the Directors. Secretary Stenhouse confirmed that there was a quorum present and the meeting commenced.

**Approval of Minutes**

The Directors voted to approve Resolution 06-23 to ratify the March 8, 2006 Board Meeting Minutes and to ratify resolutions numbered 06-12 through 06-22.

Motion by Giambra, second by Faso, Vote 5-0 to take effect immediately

**RESOLUTION NO. 06 - 23**

**APPROVING MINUTES AND RESOLUTIONS FROM MARCH 8, 2006**

BE IT RESOLVED that the Buffalo Fiscal Stability Authority approves the minutes of its meeting of March 8, 2006 and ratifies and affirms eleven resolutions numbered 06-12 through 06-22 that were approved on March 8, 2006.

### **Negotiating Structural Changes**

Utilizing a slide presentation, Executive Director Dorothy Johnson spoke on negotiating raises in a wage-freeze environment to the Board. She made the following points:

- The structural budgetary gap would need to be alleviated in the City and all covered organizations before the freeze can be lifted wholesale; therefore it is improbable that the wage freeze could be lifted in the near term.
- HOWEVER, a single union can negotiate raises in a new contract which may be paid out even during the wage freeze if the contract brings ongoing budgetary savings.
- The options available for alleviating the citywide fiscal crisis are varied given the differences in employee responsibilities and contractual arrangements making it possible to lift the freeze union by union.
- For BFSA to approve the agreement, the savings must be permanent and real, NOT speculative or contingent.
- While it may be possible with new State Aid assistance to “pay” for contractual changes in 2006-07, the changes must result in long-term savings that help resolve the growing budgetary gaps.
- BFSA will not be a third party at the negotiating table; it’s the responsibility of the unions and their employees to develop an acceptable agreement.

Mayor Byron Brown stated that the flexibility discussed today is very positive. Director Stenhouse questioned if State Aid could be utilized to entice unions to foster change.

### **City of Buffalo**

Ms. Johnson utilized a slide presentation to discuss the City’s fiscal trends and the impact of the State’s budget, making the following points:

- The City’s population has continued to decline, while New York State’s population has risen in recent years. When the 2010 Census data is incorporated into the Sales Tax Sharing Agreement of 1978, this decline is exacerbated. Likewise the population decline will affect the Buffalo School District because its share of sales tax is proportionate to countywide average daily attendance.
- The City’s median income is significantly less than the State’s median income.
- Buffalo is using virtually all of its property tax capacity. The property tax margin has diminished from \$21million to under \$9 million in the last five years.
- The combined City and School District property tax margin continues to decline making it difficult to cover escalating costs.
- Sales tax has essentially been flat-line revenue for the City and State Aid has hit a plateau in the last four years.
- The wage-freeze has helped to “hold the line”, but real structural changes are essential to help alleviate gaps.

Vice-Chair Townsend recapped the presentation and queried whether or not the State will be able to provide as much aid in the future given the State’s increasing higher debt load. She restated that an across-the-board lifting of the wage-freeze is not possible but could

be accomplished on a union-by-union basis; noting that the City's problems are not anybody's fault but are everyone's responsibility.

Mayor Brown acknowledged the realities represented in the presentation and stressed the City's reliance on State Aid in the past and his goals to diminish that reliance by creating more economic development opportunities. Additionally, the City will look into reengineering and consolidating service functions, where such actions make sense.

Erie County Executive Joel Giambra stated that he would like to discuss a merger of the City water system and the Buffalo Sewer Authority at the next board meeting.

### **Discussion of School District Issues**

#### *Impact of State Budget*

Vice-Chair Townsend announced that the Board would now address the issue of the level of State Aid for the District. Mr. Gary Crosby, Buffalo Public Schools Chief Financial & Operations Officer, utilized a slide presentation to provide information on the 2006-07 General Fund Budget estimates.

Following the presentation, Ms. Johnson noted that although the District's employment level has been reduced, expenses continued to rise.

County Executive Giambra urged the District to seek the newest technology in the healthcare industry, such as telemedicine, to improve the quality of healthcare for students, and potentially cut expenditures.

Director Faso stated that the restoration of the nursing staff is essential to school-aged children, but a permanent source of funding is needed. The need for quality healthcare is especially great for the school children in Buffalo, given the higher level of poverty.

Director Stenhouse questioned what the impact of the Stepping Stone Charter School closure would be upon the District.

#### *Budget Modification*

Vice-Chair Townsend introduced a modification to the 2005-2006 food service budget and stated that it was required due to larger than anticipated participation in the program.

Motion by Faso, second by Brown, Vote 5-0 to take effect immediately.

### **RESOLUTION NO. 06 –24**

#### **MODIFICATION TO THE 2005-06 FOOD SERVICE FUND BUDGET**

WHEREAS, the District has found a shortfall in its budgeted expenditures for the food supply due to an unanticipated increase in participation of students in the food service program, and

WHEREAS, food prices have also increased 7% based on the Consumer Price Index, and

WHEREAS, the food service fund will realize additional income to offset the additional cost, but cannot appropriate the revenue until all current year revenue has been received, and

WHEREAS, due to the lag in reimbursements from the state and federal governments, the revenue will not be received until after the year's end, and

WHEREAS, the District is requesting a budget modification to increase the total food service budget by \$625,000 to \$20,041,575, to be appropriated from the food service fund balance, and

WHEREAS, the BFSA staff has studied the budget modification and finds it reasonable and sufficient to maintain a balanced financial plan,

NOW THEREFORE BE IT RESOLVED THAT, the Buffalo Fiscal Stability Authority approves the modification of the Buffalo City School District's food service budget for 2005-06 as submitted to Buffalo Fiscal Stability Authority on April 3, 2006, contingent upon Board of Education approval on April 12, 2006.

### **BFSA**

#### *Procurement Guidelines*

Vice-Chair Townsend presented BFSA's Procurement Guidelines, which had been recommended for approval by the Audit, Finance, & Budget Committee.

Motion by Giambra, second by Brown, Vote 5-0 to take effect immediately.

### **RESOLUTION NO. 06 –25**

#### **APPROVING PROCUREMENT POLICIES FOR CERTAIN CONTRACTS**

WHEREAS, the Buffalo Fiscal Stability Authority ("BFSA") was formed by Chapter 122 of the Laws of 2003 to "oversee the city's budget, financial and capital plans; to issue bonds, notes or other obligations to achieve budgetary savings through debt restructuring; to finance short-term cash flow or capital needs; and if necessary, to develop financial plans on behalf of the city if the city is unwilling or unable to take the required steps toward fiscal stability and

WHEREAS, the BFSA requires professional assistance in performing its mission, and.

WHEREAS, the BFSA is a public authority of the state of New York and as such is governed by certain state laws that specify the method for the procurement of certain services, and

WHEREAS, in order to comply with state law it was necessary for the BFSA to adopt Guidelines for the Use, Awarding, Monitoring and Reporting of Procurement Contracts, and

WHEREAS, in Resolution 03-36 adopted October 7, 2003, the BFSA adopted procurement guidelines as required by law; and

WHEREAS, in order to further comply with State law, it is necessary for the BFSA to review the adopted procurement guidelines at least annually; and

WHEREAS, the BFSA Audit, Finance, & Budget Committee reviewed and approved the proposed procurement guidelines on April 12, 2006, and

WHEREAS, upon a review of the current procurement guidelines, the BFSA finds that amendments are not needed at this time,

NOW THEREFORE BE IT RESOLVED, that the Buffalo Fiscal Stability Authority hereby adopts the Guidelines for the Use, Awarding, Monitoring and Reporting of Procurement Contracts that are attached to this resolution.

*Investment Guidelines*

Vice-Chair Townsend presented BFSA's Investment Guidelines, which had been recommended for approval by the Audit, Finance, & Budget Committee.

Motion by Giambra, second by Brown, Vote 5-0 to take effect immediately.

**RESOLUTION NO. 06 –26**

**APPROVING BFSA INVESTMENT GUIDELINES**

WHEREAS, the Buffalo Fiscal Stability Authority ("BFSA") was formed by Chapter 122 of the Laws of 2003 to "oversee the city's budget, financial and capital plans; to issue bonds, notes or other obligations to achieve budgetary savings through debt restructuring; to finance short-term cash flow or capital needs; and if necessary, to develop financial plans on behalf of the city if the city is unwilling or unable to take the required steps toward fiscal stability; and

WHEREAS, Section 2925 of the Public Authorities Law requires public authorities to develop investment guidelines that establish a set of basic procedures to meet investment objectives, assure that investment assets are adequately safeguarded and collateralized, establish and maintain a system of internal controls including adequate accounts and records which reflect investment transactions and provide for accurate reporting and evaluation of investments in conformance with generally accepted accounting principles; and

WHEREAS, Section 3854 of the Buffalo Fiscal Stability Act directs BFSFA as to permissible investments of public funds not subject to provisions of contracts with bondholders; and

WHEREAS, in Resolution 04-02 adopted January 21, 2004, the BFSFA adopted investment guidelines as required by law; and

WHEREAS, in order to further comply with State law, it is necessary for the BFSFA to review the adopted Investment Guidelines at least annually; and

WHEREAS, the BFSFA Audit, Finance, & Budget Committee reviewed and approved the proposed Investment Guidelines on April 12, 2006, and

WHEREAS, upon a review of the current Investment Guidelines, the BFSFA finds that amendments are not needed at this time,

NOW THEREFORE BE IT RESOLVED, that the Buffalo Fiscal Stability Authority hereby affirms the Investment Guidelines that are attached to this resolution.

*Governance Committee*

Ms. Johnson explained that under the requirements of the Public Authorities Accountability Act of 2005, BFSFA is required to establish a standing governance committee. The proposed Governance Committee will include three members; Vice-Chair Townsend who would serve as Committee Chair, with Chairman Lipke and Secretary Stenhouse as standing members on the Committee.

Motion by Giambra, second by Brown, Vote 5-0 to take effect immediately.

**RESOLUTION NO. 06 –27**

**ESTABLISHING A STANDING GOVERNANCE COMMITTEE**

WHEREAS, the Buffalo Fiscal Stability Authority (“BFSFA”) falls under the requirements of the Public Authorities Accountability Act of 2005 (“PAAA”), which has the stated purpose of ensuring greater efficiency, openness and accountability for public authorities within New York State; and

WHEREAS, PAAA requires each state authority to establish a governance committee comprised of independent members; and

WHEREAS, Article IV of the BFSFA By-Laws authorizes the BFSFA to create standing committees; and

WHEREAS, in order to comply with the law, it is in the best interest of the BFSFA to establish a standing committee for governance; and

NOW THEREFORE BE IT RESOLVED, that pursuant to Article IV of the By-Laws, the Buffalo Fiscal Stability Authority does hereby establish a Governance Committee; and

BE IT FURTHER RESOLVED, that the Chairperson of the Governance Committee shall be Vice Chair Townsend and the members of the Committee shall be Chairman Lipke and Secretary Stenhouse, all of whom shall serve as long as they remain Directors of the BFSA; and

BE IT FINALLY RESOLVED, that the Governance Committee shall be responsible for keeping the Board informed of current best governance practices; to review corporate governance trends; to update the Authority's corporate governance principles; and to advise the Governor on the skills and experiences required of potential board members.

*New Emergency Contract Approval Process*

Ms. Johnson proposed an amendment to the approval process for contracts, settlements or other obligations binding or purporting to bind the City of Buffalo and other Covered Organizations.

Motion by Giambra, second by Townsend, Vote 5-0 to take effect immediately.

**RESOLUTION NO. 06 –28**

**AMENDING THE APPROVAL PROCESS FOR CONTRACTS, SETTLEMENTS OR OTHER OBLIGATIONS BINDING OR PURPORTING TO BIND THE CITY OF BUFFALO AND OTHER COVERED ORGANIZATIONS**

WHEREAS, Chapter 122 of the Laws of 2003 as amended by Chapter 86 of the Laws of 2004 authorizes 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 reviews contracts or other obligations in excess of \$50,000, though the BFSA Act provides no limitation for contracts or obligations; and

WHEREAS, pursuant to BFSA Resolution No. 04-89, the BFSA provided an emergency contract review process utilizing the concurrence of at least two BFSA Directors to approve contracts or other obligations prior to the next scheduled BFSA meeting; and

WHEREAS, there is now a desire to adjust the process outlined in Resolution 04-89, to allow for greater input from other BFSA Directors;

NOW THEREFORE BE IT RESOLVED, that the Buffalo Fiscal Stability Authority (BFSA) hereby authorizes the following process for the approval of contracts or other obligations binding or purporting to bind the City of Buffalo or other covered organizations, including settlements of claims and hiring freeze waiver forms. The process shall be as follows:

1. Any contract, settlement or other obligation binding or purporting to bind the City or covered organization with a value of \$50,000 or more will be reviewed and approved by the BFSA before it becomes effective. The request must be in writing; from the Mayor on behalf of the City, from the Superintendent or Board President on behalf of the School District, from the Executive Director or Board Chairman on behalf of the Buffalo Municipal Housing Authority and the President or Chairman of the Buffalo Urban Renewal Agency. Such request shall be submitted to BFSA with a completed standard contract approval request form, as such may be developed by the BFSA Staff, and shall include all required authorizations prior to submission to the BFSA, along with any additional supporting information that may be required. No request will be considered absent a written request and completed form.
2. Upon meeting the above conditions, all contracts, settlements or other obligations binding or purporting to bind the City or covered organization will be reviewed by BFSA Staff. Regarding those with a value of \$50,000 or more but less than \$200,000, the BFSA Staff will make a recommendation regarding the request to the BFSA Chair and Vice Chair. If one of them is not available, then the Secretary may be consulted. With the concurrence of two Directors, the request will be considered approved. Failure to gain two Director approvals shall be deemed disapproved. BFSA Staff will then notify the requesting organization in writing that their request has been approved or disapproved. Disapproved requests can be resubmitted with additional information to support reconsideration or the matter can be referred to the entire BFSA Board for their consideration. Upon the written confirmation of the approval of two Directors, the request is deemed approved. There will not be a vote to affirm the decision by the full BFSA Board, but the written approval will be provided to all members of the BFSA Board for their information.
3. Any contract, settlement or other obligation binding or purporting to bind the City or covered organization with a value of \$200,000 or more must meet the same conditions as above, but will be submitted for review and comment by the BFSA Board for a period not to exceed two business days prior to approval by the two designated approving Directors. Notice of the approval shall be provided at the next scheduled Board meeting.
4. All labor-related items regardless of amount, including collective bargaining agreements, memoranda of understand/agreement and negotiated settlements to grievances will not be eligible for expedited review and must be submitted to the

BFSA Board for review and approval at the next regularly scheduled Board meeting.

5. Hiring freeze waiver request forms should also be submitted in the manner described in paragraphs 1 and 2 until such time as the BFSA Board lifts the hiring freeze.

BE IT FURTHER RESOLVED, that BFSA Resolution 04-89 is hereby rescinded in favor of the process outlined herein; and

BE IT FINALLY RESOLVED, that notwithstanding the foregoing, the requirements for demolition contracts established in Resolution No. 05-05 shall remain the same.

### **Contracts**

#### *Approval of City Contracts*

The Directors voted to approve Resolution 06-29 authorizing the City of Buffalo to enter into two contracts. Motion by Brown, second by Giambra. Vote 5-0 to take effect immediately.

### **RESOLUTION NO. 06-29**

#### **AUTHORIZE CITY OF BUFFALO TO ENTER INTO TWO CONTRACTS AND/OR OBLIGATIONS**

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 April 12, 2006 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 two (2) contract and/or obligations as listed below:

1. Donald Braasch Construction Corp. – Tifft St. Greenway change order  
\$282,795
2. Homeland Security Grant – Metropolitan Medical Response System  
\$480,000

*Approval of City Emergency Contracts*

Based on staff analysis and recommendation, the Chairman and Vice-Chair approved two contracts on an emergency basis. Since they exceeded the \$200,000 threshold, full Board affirmation is required. Motion by Giambra, second by Faso. Vote 5-0 to take effect immediately.

**RESOLUTION NO. 06-30**

**AFFIRM AUTHORIZATION OF THE CITY OF BUFFALO TO ENTER INTO DEMOLITION 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 one item for emergency approval prior to the April 12, 2006 BFSA meeting, and have signed the BFSA Remittance Approval Request Form (“RARF”) in which they indicate that there are sufficient funds available for the item;

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 demolition contracts as listed below:

1. Various vendors – 45 demolition and asbestos abatement contracts  
\$561,965
2. Sabre Demolition – demolition contract  
\$1,025,000

*School District Emergency Contract for Affirmation*

Based on staff analysis and recommendation, the Chairman and Vice-Chair approved one contract on an emergency basis. Since it exceeded the \$200,000 threshold, full Board affirmation is required. Motion by Giambra, second by Faso. Vote 5-0 to take effect immediately.

**RESOLUTION NO. 06-31**

**AFFIRM AUTHORIZATION OF THE BUFFALO SCHOOL DISTRICT TO ENTER INTO ONE CONTRACT**

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 one contract for emergency approval prior to the April 12, 2006 BFSA meeting, and have signed the BFSA Remittance Approval Request Form (“RARF”) in which they indicate that there are sufficient funds available for the contract;

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 one (1) contract as listed below:

1. Delavan Leasing Company – pre-pack food lease change order \$538,390

*BMHA Contract*

The Directors voted to approve Resolution 06-32 authorizing the Buffalo Municipal Housing Authority to enter into one contract. Motion by Faso, second by Brown. Vote 5-0 to take effect immediately.

**RESOLUTION NO. 06-32**

**AUTHORIZE BUFFALO MUNICIPAL HOUSING AUTHORITY TO ENTER INTO ONE CONTRACT AND/OR OBLIGATION**

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 or approve or disapprove contracts or other obligations binding or purporting to bind the City of Buffalo 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 Buffalo Municipal Housing Authority 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 \$50,000.00; and

WHEREAS, Gillian Brown, Interim Executive Director of the Buffalo Municipal Housing Authority seeks the approval of one contract; and

WHEREAS, BFSA staff have reviewed the terms and recommend approval of the contract,

NOW THEREFORE BE IT RESOLVED, that the BFSA authorize the Buffalo Municipal Housing Authority to enter the contract listed below:

1. All State Development, Inc. – renovation of various high-rise building \$858,700

**Closing Remarks**

Vice-Chair Townsend thanked all who attended the meeting. She reminded all attendees that the Public Forum will be held May 4, 2006. Having no further business, Vice-Chair Townsend made a motion to adjourn, which was duly seconded unanimously. The meeting adjourned at 2:52 PM.