

BUFFALO FISCAL STABILITY AUTHORITY

RESOLUTION NO. 07-13

WAIVER OF HIRING FREEZE ORDERED ON THE BUFFALO MUNICIPAL HOUSING AUTHORITY AUTHORIZING THE HIRING OF AN EXECUTIVE DIRECTOR AND APPROVAL OF THE EMPLOYMENT CONTRACT FOR EXECUTIVE DIRECTOR OF THE BUFFALO MUNICIPAL HOUSING AUTHORITY (“BMHA”)

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, Section 3858(2)(C) of the Public Authorities Law authorizes the BFSA to impose a hiring freeze during a control period upon a finding by the BFSA that a hiring freeze is essential to the maintenance of a financial plan; and

WHEREAS, Section 3858(2)(O) of the Public Authorities Law further provides that the BFSA may, to the extent it deems necessary or desirable in order to accomplish the purposes of the BFSA Act, including but not limited to the timely and satisfactory implementation of an approved financial plan, issue a binding order to the appropriate City official; and

WHEREAS, on January 26, 2005 the BFSA approved Resolution 05-08, ordering a hiring freeze on the BMHA; and

WHEREAS, on September 8, 2004 the BFSA approved Resolution 04-89, ordering an approval process for contracts or other obligations that may bind the Buffalo Municipal Housing Authority as a covered organization under the Buffalo Fiscal Stability Authority Act; and

WHEREAS, the Chair of the BMHA has submitted a request to consider and approve an unsigned employment contract dated March 6, 2007 with Ms. Dawn Sanders (attached hereto and made a part of this Resolution) and a request to waive the BFSA hiring freeze for the hiring of Ms. Sanders as the executive director of the BHMA,

NOW THEREFORE BE IT

RESOLVED, that the BFSA recognizes that the approval of the employment contract with Ms. Sanders and the related hiring freeze waiver request from the BMHA are essential to the maintenance of its financial plan, and the services provided to City of Buffalo public housing residents; and be it further

RESOLVED, that the BFSA hereby finds that the BMHA request to waive the hiring freeze with regard to the hiring of an executive director complies with the exemption criteria contained in Resolution 05-08; and be it further

RESOLVED that the BMHA employment contract with Ms. Sanders is consistent with Resolution 04-89 and that such contract is being brought before the entire Board for consideration in that the contract is for the position of Executive Director; and be it further

RESOLVED that the BFSA approves the waiver request from the Chair of the BMHA to hire an Executive Director for the BMHA and be it further

RESOLVED that the BFSA approves the employment contract between the BMHA and Ms. Sanders provided that Section 1(a) (2) of the Contract only be adhered to after approval of the BFSA and only if the wage freeze for the BMHA has been lifted at that time.

This Resolution shall take effect immediately.

Approved March 21, 2007

/S/ Reverend Richard A. Stenhouse, Secretary