

BUFFALO FISCAL STABILITY AUTHORITY

RESOLUTION NO. 08-38

APPROVAL OF CITY OF BUFFALO BUDGET MODIFICATION FOR DEMOLITION AND ASBESTOS ABATEMENT

WHEREAS, on August 8, 2008, the City of Buffalo (“City”) submitted a budget modification request for the 2008-09 fiscal year to the Buffalo Fiscal Stability Authority (“BFSA”); and

WHEREAS, the proposed modification would serve to amend the budget originally approved by BFSA on June 5, 2008; and

WHEREAS, the modification addresses a single-year change in the City’s 2008-09 budget and four year financial plan; and

WHEREAS, the modification would utilize the 2006-07 and 2007-08 New York State Aid and Incentives for Municipalities (“AIM”) funds; and

WHEREAS, in providing increased AIM funding to the City in 2006-07, New York State restricted its use for the following purposes: 1) To maintain, minimize or reduce the real property tax burden, or 2) for initiatives to permanently reduce or minimize the cost of City government; and

WHEREAS, of this AIM funding provided to the City in 2006-07, approximately \$2.9 million remains unencumbered at the present time;

WHEREAS, the City is proposing to utilize and draw down the remaining fund balance in the amount of \$2,915,102 for demolitions and asbestos abatement; and

WHEREAS, in providing increased AIM funding to the City in 2007-08, New York State restricted its use for the following purposes: 1) To maintain, minimize or reduce the real property tax burden; 2) To support investments in technology or other efficiency and productivity initiatives that permanently minimize or reduce the municipality's operating expenses; 3) To support economic development or infrastructure investments that are necessary to achieve economic revitalization and generate growth in the municipality's real property tax base; and/or 4) To minimize or prevent reductions in City services; and

WHEREAS, the City has previously allocated these funds, totaling \$12.8 million, into the “Grow Buffalo Trust Fund” to support economic development initiatives; and

WHEREAS, the proposed modification would draw down \$205,844 in these funds as the City of Buffalo continues it’s comprehensive demolition strategy of vacant and dangerous structures for City-wide demolitions and asbestos abatement; and

WHEREAS, the City’s Common Council has approved the budget modification, on June 24, 2008; and

WHEREAS, BFSA staff has reviewed the budget modification and determined that it complies with the requirements of the BFSA Act.

NOW THEREFORE BE IT RESOLVED THAT, the Buffalo Fiscal Stability Authority hereby determines that the proposed budget modification is complete, complies with the standards set forth in Sections 3857 and 3858 of the Buffalo Fiscal Stability Authority Act, and is hereby approved.

This Resolution shall take effect immediately.

Approved August 20, 2008

/S/ George K. Arthur

Secretary George K. Arthur