

BUFFALO FISCAL STABILITY AUTHORITY

RESOLUTION 09-02

**APPROVAL OF COLLECTIVE BARGAINING AGREEMENT WITH THE
TRANSPORTATION AIDES OF BUFFALO**

WHEREAS, Chapter 122 of the Laws of 2003, Section 3858(2)(e), requires that during a control period the Buffalo Fiscal Stability Authority (“BFSA”) shall approve or disapprove any collective bargaining agreements binding or purporting to bind the Buffalo Public School District (“District”); and

WHEREAS, the BFSA is required to promptly review a collective bargaining agreement that is submitted to it and shall disapprove any collective bargaining agreement that is not in compliance with the approved financial plan; and

WHEREAS, the District and the Transportation Aides of Buffalo (“TAB”) have fully and completely bargained with respect to the terms and conditions of employment of union members; and

WHEREAS, on January 31, 2009, the members of TAB approved an Agreement Amending the Collective Bargaining Agreement between the District and TAB; and

WHEREAS, the District submitted such agreement with supporting materials to the Buffalo Board of Education and obtained its approval on January 28, 2009; and

WHEREAS, the District submitted such agreement with supporting materials to the BFSA for approval under Section 3858(2)(e) of the Act, and has fully and promptly complied with all information requests of the BFSA; and

WHEREAS, the agreement provides for salary increases in the current year that will impact each year of the financial plan; and

WHEREAS, the proposed agreement is in all respects in accordance with the approved financial plan and is in compliance with the draft guidelines established by the BFSA for review and approval of collective bargaining agreements; and

WHEREAS, the agreement provides for the terms and conditions of employment for the period from July 1, 2004, through June 30, 2009, and supersedes any other terms and conditions for that period, including any changes due to contract, Interest Arbitration, judgment or otherwise, now in effect or hereinafter existing; and

WHEREAS, the District will pay for the increased costs of this collective bargaining agreement through the use of preexisting savings in the current budget and four-year financial plan; and

WHEREAS, all TAB litigation against the City and BFSa concerning the steps upon the lifting of the wage freeze will be withdrawn and discontinued; and

NOW, THEREFORE, BE IT RESOLVED, that the BFSa does hereby approve the aforementioned agreement between the District and TAB, which is to be effective for the period from July 1, 2004, through June 30, 2009, conditioned upon the execution by all parties of a Stipulation of Discontinuance.

This Resolution shall take effect immediately.

Approved February 11, 2009

/S/ George K. Arthur

George K. Arthur
Secretary