

BUFFALO FISCAL STABILITY AUTHORITY
RESOLUTION NO. 10-39
ADOPTING A CODE OF ETHICS

WHEREAS, Chapter 122 of the Laws of 2003, as amended, created the Buffalo Fiscal Stability Authority (“BFSA”) to provide financial oversight and budgetary control over the City of Buffalo and other Covered Organizations; and

WHEREAS, as a public authority, BFSA is subject to regulation by the State of New York, whether in the form of State law, the Governor’s Executive Orders or rules and regulations promulgated by the State Comptroller; and

WHEREAS, the Public Authorities Accountability Act of 2005 (“PAAA”) establishes a wide range of duties and responsibilities for state and local public authorities to promote the highest standards of ethical practices by authority staff and members, and thereby to engender public confidence in their activities; and

WHEREAS, one such requirement is the adoption of a Code of Ethics, that at a minimum, reflects the standards set forth in Sections 73 and 74 of the Public Officers Law; and

WHEREAS, the BFSA adopted a Code of Ethics by resolution 06-50 at its meeting on August 9, 2006; and

WHEREAS, the BFSA amended and reaffirmed a Code of Ethics by resolution 07-40 at its meeting on September 24, 2007; and

WHEREAS, the BFSA reaffirmed its Code of Ethics by resolution 08-36 at its meeting on August 20, 2008; and

WHEREAS, the BFSA reaffirmed its Code of Ethics by resolution 09-35 on July 29, 2009; and

WHEREAS, the Code of Ethics Appendix A, “Public Officers Law, Section 73, Business or Professional Activities by State Officers and Employees and Party Officers” and Appendix B, “Public Officers Law, Section 74, Code of Ethics” were amended to reflect updates to these sections of the Public Officers Law; and

WHEREAS, a review of BFSA’s current Code of Ethics found that a change was needed to update Section II L (1) in order to remain in compliance with paragraph (1) of §73-a of the Public Officers Law; and

WHEREAS, the review of BFSA’s current Code of Ethics found the need to add a relationship chart detailing Consanguinity and Affinity; and

WHEREAS, the review also indicated a change to Appendix E “Policy Making Positions of the Buffalo Fiscal Stability Authority,” as directed in Section II L (2), to reflect the

agency policymakers filed with the New York State Commission on Public Integrity on February 16, 2009; and

WHEREAS, the Governance Committee of the BFSAs, has reviewed the attached Code of Ethics and has recommended its adoption by the BFSAs Board.

NOW THEREFORE BE IT RESOLVED, that the Buffalo Fiscal Stability Authority does hereby adopt the attached Code of Ethics applicable to all BFSAs staff and Board Members to ensure the highest level of honesty, ethical conduct and public trust in all of the BFSAs's activities.

This Resolution shall take effect immediately.

Adopted September 29, 2010

/S/ George K. Arthur
George K. Arthur
Secretary