

**BUFFALO FISCAL STABILITY AUTHORITY
RESOLUTION NO. 10-40
AMENDING THE APPROVED PROCUREMENT POLICIES**

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, BFSA adopted Resolution 03-36, “Approving Procurement Policies For Certain Contracts” on October 7, 2003; and

WHEREAS, BFSA adopted Resolution 05-18, “Approving Procurement Policies For Certain Contracts” on February 23, 2005; and

WHEREAS, BFSA adopted Resolution 06-25, “Approving Procurement Policies For Certain Contracts” on April 12, 2006; and

WHEREAS, BFSA adopted Resolution 07-24, “Approving Procurement Policies For Certain Contracts” on June 5, 2007; and

WHEREAS, BFSA adopted Resolution 08-32, “Approving Procurement Policies For Certain Contracts” on August 20, 2008; and

WHEREAS, BFSA adopted Resolution 09-31, “Approving Procurement Policies For Certain Contracts” on July 29, 2009; and

WHEREAS, BFSA adopted Resolution 10-31, “Approving Procurement Policies For Certain Contracts” on July 21, 2010; 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, New York State Governor signed various pieces of legislation on July 15, 2010, relative to the procurement of services from Women and Minority-owned Business Enterprises (“WMBEs”); and

WHEREAS, the enacted legislation shall take effect ninety days after the Governor signed the legislation into law; and

WHEREAS, the BFSA has determined that it is proper to revise the existing procurement policies prior to the annual review to reflect recent changes in state law; and

WHEREAS, the BFSA Governance Committee reviewed and approved the proposed procurement guidelines on September 29, 2010.

NOW THEREFORE BE IT RESOLVED, that the Board of Directors of the Buffalo Fiscal Stability Authority hereby adopts the Guidelines for the Use, Awarding, Monitoring and Reporting of Procurement Contracts.

This resolution shall take effect immediately.

Adopted September 29, 2010

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