

BUFFALO FISCAL STABILITY AUTHORITY

RESOLUTION NO. 11-08

APPROVAL OF MEMORANDUM OF AGREEMENT BETWEEN THE BUFFALO SCHOOL DISTRICT AND THE BUFFALO TEACHERS FEDERATION

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 (“CBA”) 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, on March 30, 2011, the Buffalo Board of Education passed a resolution authorizing the Superintendent to enter into Memorandum of Agreement (“MOA”) with the Buffalo Teachers Federation (the “BTF”) to offer a retirement incentive to qualified individuals; and

WHEREAS, the MOA is effectively a modification to the pre-existing CBA and as such, the above criteria are applicable; and

WHEREAS, the agreement required individuals to notify the District by April 30, 2011, of their intent to retire prior to July 1, 2011; and

WHEREAS, sixty-six members of the BTF have notified the District of their intention to accept the early retirement incentive; and

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

WHEREAS, the cost of the incentive totals \$660,000, or \$10,000 per employee, who accepted the early retirement incentive; and

WHEREAS, the District anticipates that the early retirement incentive will allow the number of full time equivalent positions to be reduced through attrition; and

WHEREAS the District anticipates that the retirement incentive will allow vacated positions, that are in high demand fields, to be filled with teachers on lower steps; and

WHEREAS, the District will pay for the increased costs of this MOA through the use of existing resources in the current year budget.

NOW THEREFORE BE IT RESOLVED that the BFSA does hereby approve the aforementioned Memorandum of Agreement between the Buffalo School District and the Buffalo Teachers Federation.

This Resolution shall take effect immediately.

Approved May 11, 2011

/S/ George Arthur

George Arthur,
Secretary