

**BUFFALO FISCAL STABILITY AUTHORITY  
RESOLUTION 11-32  
APPROVAL OF COLLECTIVE BARGAINING AGREEMENT BETWEEN  
LOCAL 17-OPERATING ENGINEERS AND THE CITY OF BUFFALO**

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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 review and approve or disapprove any collective bargaining agreements (CBAs) binding or purporting to bind the City of Buffalo (“City”) or any of the Covered Organizations; and

WHEREAS, Chapter 122 of the Laws of 2003, Section 3858(2)(h) requires that during a control period the BFSA may review approve or disapprove any contracts or other obligations binding or purporting to bind the City of Buffalo (“City”) and the Covered Organizations; and

WHEREAS, the BFSA is required to promptly review a CBA 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 City and the Local 17 Operating Engineers commenced negotiations and fully and completely bargained with respect to the terms and conditions of employment of union members; and

WHEREAS, on April 28, 2011, the members of Local 17 approved the CBA; and

WHEREAS, the Buffalo Common Council approved the CBA on May 3, 2011; and

WHEREAS, the agreement provides for salary increases that are in accordance with the approved 2012 – 2015 financial plan; and

WHEREAS, the agreement provides for certain savings and increases to productivity through such modifications including transitioning to a lower cost health insurance plan, contributions to health insurance for new employees and health insurance contributions in retirement for new employees; and

WHEREAS, the agreement provides for the terms and conditions of employment for the period from July 1, 2002, through June 30, 2013, 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 City will pay for the increased costs of this CBA through the use of existing resources in the current budget and four-year financial plan.

NOW THEREFORE BE IT RESOLVED, that the BFSA does hereby approve the aforementioned agreement between the City of Buffalo and Local 17, which is effective for the period from July 1, 2002, through June 30, 2013.

This resolution shall take effect immediately.

Approved October 3, 2011

/s/ George K. Arthur

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George K. Arthur,  
Secretary