

**BUFFALO FISCAL STABILITY AUTHORITY
RESOLUTION NO. 16-03
APPROVAL OF PROCUREMENT GUIDELINES**

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

WHEREAS, the BFSA is a public authority of the State of New York and as such is governed by certain New York State (“State”) laws that specify the method for the procurement of certain services; and

WHEREAS, in order to comply with State law it is necessary for the BFSA to adopt and review at least annually its Guidelines for the Use, Awarding, Monitoring and Reporting of Procurement Contracts (“Procurement Guidelines”); and

WHEREAS, BFSA initially established its Procurement Guidelines through the adoption of Resolution No. 03-36, “Approving Procurement Policies For Certain Contracts” on October 7, 2003 and most recently adopted Resolution No. 15-22, “Approval of Procurement Guidelines” on July 29, 2015; and

WHEREAS, the BFSA is recently subject to the requirements of New York State Executive Law Article 17-B (“Article 17-B”) as it relates to procurement with Service-Disabled Veteran-Owned Business (“SDVOB”) Enterprises; and

WHEREAS, in connection with the creation of a SDVOB Enterprise Master Goal Plan as required under Article 17-B, it was determined that the BFSA’s Procurement Guidelines required modification to reflect the requirements to comply with such requirements; and

WHEREAS, pursuant to guidelines established by the New York State procurement council, the BFSA has determined it is appropriate to approve discretionary buying thresholds to all the purchase of services or commodities from small business concerns or those certified pursuant to Articles 15-A and 17-B of New York State Executive Law in an amount not exceeding \$200,000 without a formal competitive process; and

WHEREAS, the BFSA’s Governance Committee has reviewed the Procurement Guidelines and recommended its approval by the BFSA Board of Directors.

NOW THEREFORE BE IT RESOLVED, that the Buffalo Fiscal Stability Authority does hereby approve and adopt the Procurement Guidelines as dated March 9, 2016.

This resolution shall take effect immediately.

Approved March 9, 2016

/s/ R. Nils Olsen, Jr.
R. Nils Olsen, Jr., Chair