

**BUFFALO FISCAL STABILITY AUTHORITY
RESOLUTION NO. 20-07
REQUIREMENT FOR SUBMISSION OF CITY OF BUFFALO FINAL 2020-21
BUDGET AND 2021-2024 FINANCIAL PLAN**

WHEREAS, Article 10-D Title 2 of the Public Authorities Law ("the BFSA Act") requires the City of Buffalo (the "City") to submit a four-year financial plan that includes the City of Buffalo, the Buffalo City School District (the "District"), the Buffalo Municipal Housing Authority ("BMHA") and the Buffalo Urban Renewal Agency ("BURA") (collectively the "Financial Plan") along with the Mayor's proposed City budget to the Buffalo Fiscal Stability Authority (the "BFSA") not later than the date required for submission of the budget to the Common Council as set by the City Charter; and

WHEREAS, the 2021-2024 Financial Plan was submitted to the BFSA on May 1, 2020; and

WHEREAS, on May 20, 2020 the BFSA reviewed the financial plans of the Buffalo City School District, the Buffalo Urban Renewal Agency and the Buffalo Municipal Housing Authority and concluded that each complied with the requirements of the BFSA Act; and

WHEREAS, also on May 20, 2020, the BFSA determined that the financial plan of the City of Buffalo as submitted on May 1, 2020 was incomplete and accepted the Mayor's commitment to submit a revised financial plan to BFSA no later than May 22, 2020; and

WHEREAS, on May 22, 2020, the Mayor submitted by letter an alternative spending model; and

WHEREAS, City Common Council approved the Mayor's proposed budget on June 4, 2020 with adjustments made and submitted such to the Mayor; and

WHEREAS, on June 17, 2020, pursuant to Resolution No. 20-05 the BFSA found the City budget as adopted on June 4 and the respective financial plan to be incomplete and not compliant with the BFSA Act in that they fail to contain projections of revenues that are based on reasonable and appropriate assumptions and methods of estimations and are not balanced; and

WHEREAS, the BFSA further recommended a modified budget and financial plan be adopted pursuant to various recommendations as outlined in Resolution No. 20-05; and

WHEREAS, the City budget and four-year financial plan were deemed adopted on June 4, 2020; and

WHEREAS, the BFSA Act Section 3857.2.(c) states that "upon the approval by the city of a budget in accordance with the provisions of the city charter, the mayor shall submit such approved budget and financial plan to the authority accompanied by expenditure, revenue and cash flow projections on a quarterly basis and certify to the authority that such budget is consistent with the financial plan to be submitted to the authority."

WHEREAS, the Buffalo Fiscal Stability Authority convened on June 16, 2020 and recessed such meeting to June 17, 2020 to review the City of Buffalo's 2020-21 adopted budget and 2021-2024 financial plan; and

WHEREAS, on June 17, 2020 the BFSA declared the City 2020-21 budget and 2021-2024 financial plan to be unbalanced and not compliant with the BFSA Act and provided various recommendations for revision of the financial plan by the City of Buffalo no later than June 24, 2020; and

WHEREAS, on June 18, 2020, the Common Council approved the issuance of a deficit note in an amount not to exceed \$25 million prior to June 30, 2020; and

WHEREAS, the City's 2021-2024 financial plan does not reflect the repayment of such deficit note and is necessary for the financial plan to be complete.

THEREFORE BE IT RESOLVED that the City of Buffalo is required to submit a final budget and financial plan to the BFSA reflecting 1) Common Council's final changes to the 2020-21 budget as approved on June 4, 2020, 2) the financial impact of the anticipated deficit note financing as necessary, and 3) any other modifications to the budget and financial plan pursuant to BFSA Resolution No. 20-05; and

BE IT FURTHER RESOLVED that the City of Buffalo shall submit such final budget and financial plan to the BFSA as soon as possible but no later than June 30, 2020.

This Resolution shall take effect immediately.

Approved June 24, 2020

/s/ George K. Arthur

George K. Arthur,
Secretary