

BUFFALO FISCAL STABILITY AUTHORITY

Report on Procurement Contracts for the Fiscal Year Ended June 30, 2017

The following is the annual Report on Procurement Contracts of the Buffalo Fiscal Stability Authority (the “BFSA” or the “Authority”) for the fiscal year ended June 30, 2017.

Reporting Requirements

New York State Public Authorities Law

New York State Public Authorities Law §2879(7) requires public authorities to “annually prepare and approve a report on procurement contracts.” New York State Public Authorities Law §2879(2) defines a procurement contract as, “a written agreement for the acquisition of goods or services of any kind, in the actual or estimated amount of five thousand dollars or more.”

Buffalo Fiscal Stability Authority’s Procurement Guidelines

BFSA’s Procurement Guidelines, Article X, §1001, states “the Authority shall annually prepare for approval by the Directors and public availability a report on procurement contracts as of the end of each fiscal year summarizing procurement activity by the [BFSA] for the period of the report, including a listing of all contracts entered into, the selection process used to select such contractors and the status of existing Procurement Contracts.” Article 201 of BFSA’s Procurement Guidelines defines a Procurement Contract as, “...any written agreement of the Authority for the acquisition of goods or services of any kind in the actual or estimated amount of \$25,000, or more”.

Summary of Procurement Contracts

The following is a list of procurement contracts for \$5,000 or more (on the cash basis) which were effective during the year ended June 30, 2017:

- 1. Vendor:** The Bank of New York
Amount: \$10,950.00
Description of service(s) provided: The annual trustee fees incurred are for administration of the bond accounts for BFSA’s outstanding long-term debt.
Selection Process: The vendor responded to a Request for Proposal and was selected after consideration of all proposals.
Contract Status: Current
- 2. Vendor:** Magavern Magavern Grimm LLP
Amount: \$6,380.00
Description of service(s) provided: The vendor provided general counsel services.
Selection Process: The vendor was selected by the BFSA Board of Directors.
Contract Status: Ongoing with respect to general counsel services.

- 3. Vendor:** Market Arcade Group
Amount: \$42,639.96
Description of service(s) provided: Lease of office space
Selection Process: The rental space is within a building sold by a unit of the City of Buffalo to a private developer in September 2014.
Contract Status: Five-Year lease signed in 2015
- 4. Vendor:** Lumsden & McCormick, LLP
Amount: \$12,600.00
Description of service(s) provided: Accounting and Auditing Services
Selection Process: The vendor responded to a Request for Proposal and was selected after consideration of all proposals.
Contract Status: Extended in the current year for one year, to include the audit for 2017.
- 5. Vendor:** Integrity Public Finance Consulting
Amount: \$14,400.00
Description of service(s) provided: Projected yield analysis for Series 2015A, representing the refunding bond issued in December 2015. Additionally, performed required arbitrage rebate calculations for both Series 2006A and years 6 through 10 for Series 2007A.
Selection Process: This is a professional service with a cost per report under the threshold for consideration of bidding, at a cost of \$9,900 per report. It is noted the vendor is the same used by the City which allows for significantly lower costs as the City must also procure same arbitrage reports for the related bonds issued sold by BFSa on behalf of the City. All arbitrage rebate reports are current and the expectation is that one report will be issued annually on a go-forward basis.
Contract Status: Ongoing with respect to required arbitrage rebate reports on tax-exempt bonds.