

Erie County Fiscal Stability Authority

Resolution No. 17-16

APPROVING LOBBYING CONTACT POLICY

WHEREAS, Chapter 182 of the New York Laws of 2005 created the Erie County Fiscal Stability Authority (“ECFSA”), to serve as a corporate governmental agency and instrumentality of the State of New York, and as a public benefit corporation to “oversee [Erie] County’s budget, financial and capital plans; to issue bonds, notes or other obligations to achieve budgetary savings and to finance short-term cash flow or capital needs; and, if necessary, to develop financial plans on behalf of the County if the County is unwilling or unable to take the required steps toward fiscal stability;” and

WHEREAS, the ECFSA is subject to New York State Public Authorities Law; and

WHEREAS, therefore in accordance with Section 2987 of the New York State Public Authorities Law the ECFSA is required to establish a Lobbying Contact Policy; and

WHEREAS, the Lobbying Contact Policy requires the ECFSA to maintain a record of all contacts by lobbyists; and

WHEREAS, through the adoption of this policy, each director and employee of the ECFSA is hereby directed to provide accurate records of a contact by any lobbyist to include the following data: date and time of contact, identity of the lobbyist and general summary of the nature of the contact; and

WHEREAS, the Executive Director shall hereby be designated the officer who shall maintain such records for not less than seven years in a filing system designed to organize records in such a manner so as to make such records useful to determine whether the decisions of the authority was influenced by lobbying contacts; and

THEREFORE, BE IT RESOLVED that the Board of Directors of the Authority has reviewed and hereby approves for use the Lobbying Contact Policy attached to this resolution.

This resolution shall take effect immediately.

James Sampson
Chairman

Date: May 3, 2017

ERIE COUNTY FISCAL STABILITY AUTHORITY
LOBBYING CONTACT POLICY
Pursuant to Public Authorities Law §2987

In accordance with §2987 of New York State Public Authorities Law, the Erie County Fiscal Stability Authority (“ECFSA”) has established this Lobbying Contact Policy to maintain a record of all contacts by lobbyists.

The Erie County Fiscal Stability Authority has appointed the Executive Director as the officer who shall maintain such records for not less than seven years in a filing system designed to organize such records in a manner so as to make such records useful to determine whether the decisions of the authority were influenced by lobbying contacts.

Through adoption of this policy, each director and employee of the ECFSA is hereby directed to provide accurate records of a contact by any lobbyists to include the following data: date and time of the contact, the identity of the lobbyist, and a general summary of the nature of the contact.

Definitions:

“Lobbyist” shall mean every person or organization retained, employed, or designated by any client to engage in lobbying. The term shall not include any officer, director, trustee, employee, counsel or agent of the State, or any municipality or subdivision thereof of New York when discharging their official duties, except those officers, directors, trustees, employees, counsels, or agents of colleges, as defined by section two of the education law.

“Lobbying” shall mean and include any attempt to influence: (i) the adoption or rejection of any rule or regulation having the force and effect of law by a public authority, **and** (ii) the outcome of any rate making proceeding by a public authority.

"Contact" shall mean any conversation, in person or by telephonic or other remote means, or correspondence between any lobbyist engaged in the act of lobbying and any person within a state authority who can make or influence a decision on the subject of the lobbying on behalf of the authority, and shall include, at a minimum, all members of the governing board and all officers of the state authority.

THE ECFSA BOARD HAS HAD NO LOBBYING CONTACTS DURING THE FISCAL YEAR STARTING APRIL 1, 2016 ENDING MARCH 31, 2017.

PREPARED BY: KENNETH VETTER, DESIGNATED LOBBYING OFFICER
DATE: MARCH 31, 2017