Erie County Fiscal Stability Authority

Resolution No. 25-12

APPROVING ENGAGEMENT OF LEGAL COUNSEL

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, Section 3954(4) of New York Public Authorities Law grants the ECFSA the power to make and execute contracts or agreements necessary or convenient to carry out its purposes; and

WHEREAS, the ECFSA issued a request for proposals for legal services on August 8,2025 and received one (1) response to the request. Phillips Lytle LLP has performed their duties to the full satisfaction of the ECFSA and it is assumed the firm will continue to do so, upon adoption of this resolution. Therefore, staff recommends Phillips Lytle LLP continue to provide legal services to the ECFSA on an as-needed basis for a period of three years;

NOW THEREFORE BE IT RESOLVED that the ECFSA engage the firm Phillips Lytle LLP to provide such legal services on an as-needed basis as requested by the ECFSA for a period not to exceed three years, starting January 1, 2026. Such services shall be undertaken for such amounts and on such terms as agreed upon by the Chairman or the Executive Director; and

BE IT FURTHER RESOLVED that this resolution shall supersede any previous resolutions of the ECFSA with regard to contracting for legal services.

This resolution shall take effect immediately.

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James Sampson
Chairman

Date: October 29, 2025