

TO: THE COMMON COUNCIL

DATE: November 3, 2008

FROM: THE DEPARTMENT OF
AUDIT & CONTROL

SUBJECT: Bailey/Amherst District
Management Association
Dissolution Report
Item No. 69, C.C.P., 10/14/2008

Pursuant to the above resolution, you requested the Commissioner of Assessment & Taxation to prepare a report on the funds currently collected by the City on behalf of the Bailey Amherst District Management Association (BADMA) in order to pay off any outstanding invoices held by BADMA and refund the remainder to those businesses in the District who paid, on a pro-rata basis. Much of the information you need is maintained by my department, so I am responding on behalf of the Commissioner.

The City is currently holding \$44,048.00, which has been collected from some of the businesses within the Bailey Amherst Business Improvement District. There is \$76,026.00 that remains a receivable from businesses that have been billed, but have not paid.

Based on the invoices received and confirmed by the Division of Audit, there is \$16,343.98 to be paid to outstanding vendors. The City will issue payment to BADMA in an amount sufficient to cover these expenses. The remainder of the funds will be refunded to those entities that timely paid the special assessment.

If you have any further questions on this matter, please feel free to contact the Department of Audit and Control.

DEPARTMENT HEAD: Andrew A. SanFilippo

TITLE: Comptroller

SIGNATURE:



A handwritten signature in black ink, appearing to read 'Andrew A. SanFilippo', is written over a horizontal line.

BY: Mrs. Russell

SUBJECT: Dissolution of Bailey/Amherst District Management Association

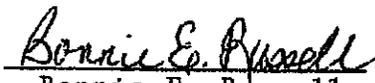
- Whereas: The Bailey/Amherst District Management Association (BADMA) was authorized in 1985 by the establishment of the Bailey Amherst Business Improvement District in the City Charter; and
- Whereas: BADMA was created to provide special maintenance and services to those located within the District to beautify and promote the area; and
- Whereas: The City of Buffalo has collected a special assessment from the residents and businesses within the District to fund BADMA; and
- Whereas: BADMA's record of service to the District has deteriorated and several complaints have been received; and
- Whereas: As evidenced by the recent audit by the City Comptroller, BADMA is no longer a viable operator; and
- Whereas: Since BADMA can no longer effectively perform, it is in the best interests of the City to dissolve the District; and
- Whereas: Section 980-o of the General Municipal Law allows the Common Council to dissolve the District upon its own motion by local law.

Now Therefore Be It Resolved:

That the Corporation Counsel be hereby requested to prepare a local law dissolving the Bailey/Amherst Business Improvement District and is authorized to take all necessary actions to further the dissolution process, and

Be It Further Resolved:

That the Commissioner of Assessment & Taxation be hereby requested to prepare a report on the funds currently collected by the City on behalf of the Bailey Amherst Business Improvement District in order to pay off any outstanding invoices and refund the remainder to those who paid on a pro-rata basis.


Bonnie E. Russell