

BUFFALO FISCAL STABILITY AUTHORITY

RESOLUTION NO. 04 -16

WAIVER OF HIRING FREEZE ORDERED ON CITY OF BUFFALO, AUTHORIZING TWO POSITIONS FOR THE COMMON COUNCIL

WHEREAS, Chapter 122 of the Laws of 2003 authorizes the Buffalo Fiscal Stability Authority (“BFSA”) to review and approve or disapprove contracts or other obligations binding or purporting to bind the City or any covered organization; and

WHEREAS, Section 3858(2)(C) of the Public Authorities Law authorizes the BFSA to impose a hiring freeze during a control period upon a finding by the BFSA that a hiring freeze is essential to the maintenance of a financial plan; and

WHEREAS, Section 3858(2)(O) of the Public Authorities Law further provides that the BFSA may, to the extent it deems necessary or desirable in order to accomplish the purposes of the BFSA Act, including but not limited to the timely and satisfactory implementation of an approved financial plan, issue a binding order to the appropriate City official; and

WHEREAS, on December 15, 2003, the BFSA found that the immediate imposition of a hiring freeze upon the City of Buffalo was essential to the maintenance of the City of Buffalo Revised Financial Plan and was necessary to accomplish the purposes of the BFSA Act and to insure the timely and satisfactory implementation of the Revised Financial Plan; and

WHEREAS, on December 15, 2003 the BFSA approved Resolution 03-70, ordering a hiring freeze on the City of Buffalo with certain exemptions; and

WHEREAS, for consideration at the February 18, 2004 BFSA meeting, the Common Council President submitted a request to waive the BFSA hiring freeze for two positions, in accordance with the exemption criteria imposed and established by Resolution 03-70 in order to maintain comparable staff levels for all Council District offices,

NOW THEREFORE BE IT RESOLVED, that the Buffalo Fiscal Stability Authority authorizes the waiver of the hiring freeze for two positions assigned to the office of one Councilmember which will be paid by funds existing in budgets under the control of the Common Council.

This Resolution shall take effect immediately.

Approved February 18, 2004

/S/ Richard Tobe
Secretary