

BUFFALO FISCAL STABILITY AUTHORITY

RESOLUTION NO. 04 - 78

WAIVER OF HIRING FREEZE ORDERED ON CITY OF BUFFALO, AUTHORIZING SEVENTY-FOUR POSITIONS FOR THE CITY CLERK AND THE COMMON COUNCIL

WHEREAS, Chapter 122 of the Laws of 2003 as amended by Chapter 86 of the Laws of 2004 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 July 21, 2004 BFSA meeting, the City Clerk submitted requests to waive the BFSA hiring freeze for seventy-four positions; and

WHEREAS, the request is to fill the following positions:

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|-------------------|------------------|-------------------------|
| 1. Intern I (6) | \$7.00 per hour | (City Clerk dog census) |
| 2. Intern I (9) | \$7.00 per hour | |
| 3. Intern II (27) | \$5.15 per hour | |
| 4. Intern IV (19) | \$6.00 per hour | |
| 5. Intern V (6) | \$8.00 per hour | |
| 6. Intern VI (7) | \$10.00 per hour | |

NOW THEREFORE BE IT RESOLVED, that the Buffalo Fiscal Stability Authority authorizes the waiver of the hiring freeze for seventy-four positions which will be paid by funds existing in the budget under the control of the City Clerk and the Common Council.

This Resolution shall take effect immediately.

Approved July 21, 2004

/S/ Richard Tobe
Secretary