

# Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County  City  Town  Village  
(Select one.)

of Buffalo

FILED  
STATE RECORDS

NOV 17 2023

DEPARTMENT OF STATE

Local Law No. 2 of the year 2023

A local law amending Article 24 of the Charter of the City of Buffalo in relation to the Officers and  
(Insert Title)  
Employees

Be it enacted by the Common Council of the  
(Name of Legislative Body)

County  City  Town  Village  
(Select one.)

of Buffalo

as follows:

Section 1: Article 24 of the Charter of the City of Buffalo, adapted pursuant to law, is hereby amended as follows:

## ARTICLE 24. OFFICERS AND EMPLOYEES

### §24-12 Salaries of Elective Officers.

A mayor elected under this act shall receive an annual salary of one hundred and seventy-eight thousand five hundred eighteen dollars and fifty-five cents. The comptroller shall receive an annual salary of one hundred thirty-four thousand five hundred and ninety dollars and eight-five cents. Each council member shall receive an annual salary of eighty-four thousand four hundred seventy-two dollars and fifty cents. Each of the aforementioned elective officials may choose to refuse any increase in annual salary if, in his or her opinion, the fiscal times so warrant. Any such refusal must be in writing and directed to the comptroller and the commissioner of administration and finance, and shall not affect the salary of future officeholders or of the same individual if elected to a different office.

The council president elected from the membership of the council shall receive, in addition to the salary above provided, the annual sum of fifteen thousand dollars. The council shall designate a majority leader and a minority leader, each of whom shall serve at the pleasure of the council. Any council member serving as a majority leader shall receive, in addition to the salary above provided, the annual sum of ten thousand dollars, and any council member serving as minority leader shall receive, in addition to the salary above provided, the annual sum of

(If additional space is needed, attach pages the same size as this sheet, and number each.)

**CITY CLERK'S OFFICE  
CITY HALL**

November 06, 2023

To Whom It May Concern:

I hereby Certify, that at a Session of the Common Council of the City of Buffalo, held in City Hall, on October 03, 2023, the attached Resolution was Passed of which the following is a true copy.

**No. 23-1579**

**Rivera – Local Law Introductory #2 – Article 24 Officers and Employees**

ATTEST   
Deputy City Clerk

The above resolution was signed by the Mayor on 10/30/2023 and returned to the City Clerk on 10/30/2023.

**5. (City local law concerning Charter revision proposed by petition.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the City of \_\_\_\_\_ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on \_\_\_\_\_ 20\_\_\_\_, became operative.

**6. (County local law concerning adoption of Charter.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the County of \_\_\_\_\_ State of New York, having been submitted to the electors at the General Election of November \_\_\_\_\_ 20\_\_\_\_, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

**(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)**

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 2 above.

*Jeanne M. Mark*  
Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: 11/08/2023

(Seal)

**City Clerk's Department  
BUFFALO**

October 12, 2023

HON. BYRON W. BROWN  
MAYOR OF BUFFALO

DEAR SIR:

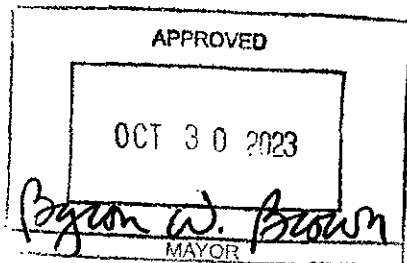
Pursuant to the provisions of Section 3-19 of the Charter, I present herewith the attached resolution item.

**PASSED October 3, 2023**

23-1579

**Rivera - Local Law Intro #2 - Article 24 Officers and Employees**

Tianna M. Marks  
City Clerk



FILED  
CITY CLERK  
2023 OCT 30 PM 1:49



**The City of Buffalo Common Council**  
 1413 City Hall  
 Buffalo, NY 14202

Meeting: 10/03/23 02:00 PM  
 Department: Common Council  
 Category: Resolution  
 Prepared By: Sean Depue  
 Initiator: Sean Depue  
 Sponsors: Majority Leader, Niagara Dist. Council Member David A. Rivera  
 DOCID: 22713 F

**ADOPTED**

**AGENDA ITEM 23-1579**

**Rivera - Local Law Intro #2 - Article 24 Officers and Employees**

Mr. Feroleto moved:

That the above item be, and the same hereby is, returned to the Common Council with a recommendation for approval; and

Be it enacted by the Common Council of the City of Buffalo as follows:

That Article 24 - Officers and Employees, of the Charter of the City of Buffalo, adapted pursuant to law, is hereby amended as specified in the attachment.

Approved.

**HISTORY:**

09/19/23 Common Council REFERRED TO LEG  
 09/26/23 Legislation Committee RECOMMENDED APP

**ATTACHMENTS:**

- local law intro 2-09142023141308 (PDF)

<b>RESULT:</b>	<b>APPROVED [7 TO 2]</b>
<b>MOVER:</b>	Joel P. Feroleto, Delaware District Council Member
<b>SECONDER:</b>	Rasheed N.C. Wyatt, University District Council Member
<b>AYES:</b>	Bollman, Feroleto, Nowakowski, Pridgen, Rivera, Wingo Sr, Wyatt
<b>NAYS:</b>	Joseph Golombek Jr, Christopher P. Scanlon

By: Councilmember Rivera

Local Law No. \_\_\_\_ (2023)

Introductory No. II (2023)

A LOCAL LAW amending Article 24 of the Charter of the City of Buffalo in relation to the Officers and Employees

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF BUFFALO AS FOLLOWS:

Section 1: Article 24 of the Charter of the City of Buffalo, adapted pursuant to law, is hereby amended as follows:

#### ARTICLE 24. OFFICERS AND EMPLOYEES

##### §24-12 Salaries of Elective Officers.

A mayor elected under this act shall receive an annual salary of [one hundred and fifty-eight thousand five hundred dollars] one hundred and seventy-eight thousand five hundred eighteen dollars and fifty-five cents. The comptroller shall receive an annual salary of [one hundred nineteen thousand five hundred dollars] one hundred thirty-four thousand five hundred and ninety dollars and eight-five cents. Each council member shall receive an annual salary of [seventy-five thousand dollars.] eighty-four thousand four hundred seventy-two dollars and fifty cents. Each of the aforementioned elective officials may choose to refuse any increase in annual salary if, in his or her opinion, the fiscal times so warrant. Any such refusal must be in writing and directed to the comptroller and the commissioner of administration and finance, and shall not affect the salary of future officeholders or of the same individual if elected to a different office.

The council president elected from the membership of the council shall receive, in addition to the salary above provided, the annual sum of fifteen thousand dollars. The council shall designate a majority leader and a minority leader, each of whom shall serve at the pleasure of the council. Any council member serving as a majority leader shall receive, in addition to the salary above provided, the annual sum of ten thousand dollars, and any council member serving as minority leader shall receive, in addition to the salary above provided, the annual sum of twenty-five hundred dollars, and sums to be paid such majority leader or minority respectively, only while performing the additional duties. Any council member serving as and performing the additional duties of President Pro Tempore of the Common Council shall receive, in addition to the salary above provided, the annual sum of six thousand dollars, said sums only to be paid while performing the additional duties. Any council member serving as and performing the additional duties of chairman of the following committees of the common council shall receive, in addition to the salary above

provided, the annual sum of six thousand dollars: chairman of finance committee; chairman of legislation committee; chairman of civil service committee, chairman of community development committee, chairman of education committee and chairman of claims committee.

The failure of any council member or of the president of the council to attend any stated meeting of the council provided in this act or any meeting of the committee of the whole provided in the rules of the council, unless the council at such meeting, by a two-thirds vote of all the members elected thereto, excuse such failure to attend such meeting for reasons to be stated in the resolution of the council, shall result in a deduction equal to a one-fiftieth part of the salary of a council member for each such failure, and such deduction shall be made in certifying the payroll.

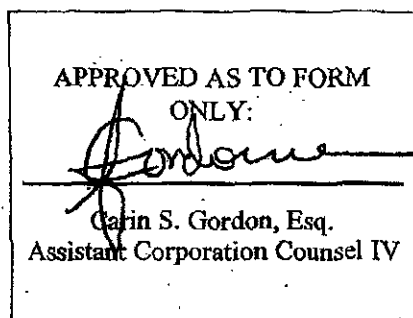
#### §24-13 Salaries of Board of Education Members

The council may provide an annual salary not exceeding [~~fifteen thousand dollars~~] twenty-eight thousand dollars per year for each member of the board of education, but in fixing such salary it shall be provided that the failure of any member of such board to attend any stated meeting, unless the board at such meeting, by a two-thirds vote of all the members elected thereto, excuse such failure to attend such meeting for reasons to be stated in the resolution of the board, shall result in a deduction from his annual salary of one-fiftieth part thereof for each such failure and such deductions shall be made in certifying the payroll.

**Section 2:** This Local Law shall take effect immediately upon passage and ratification pursuant to Section 3-17 of the Charter of the City of Buffalo.

**Section 3:** Insofar as the provisions of this local law are inconsistent with the provisions of any other local law or act, the provisions of this local law shall be controlling.

**Section 4:** This Local Law shall take effect immediately upon its filing with the New York Secretary of State.



NOTE: Matters underlined are new,  
matters in brackets [ ] are to be  
deleted.

Date: 9/11/2023

twenty-five hundred dollars, and sums to be paid such majority leader or minority respectively, only while performing the additional duties. Any council member serving as and performing the additional duties of President Pro Tempore of the Common Council shall receive, in addition to the salary above provided, the annual sum of six thousand dollars, said sums only to be paid while performing the additional duties. Any council member serving as and performing the additional duties of chairman of the following committees of the common council shall receive, in addition to the salary above provided, the annual sum of six thousand dollars: chairman of finance committee; chairman of legislation committee; chairman of civil service committee, chairman of community development committee, chairman of education committee and chairman of claims committee.

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Section 3: Insofar as the provisions of this local law are inconsistent with the provisions of any other local law or act, the provisions of this local law shall be controlling.

Section 4: This Local Law shall take effect immediately upon its filing with the New York Secretary of State.



(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

**1. (Final adoption by local legislative body only.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.

**2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer\*.)**

I hereby certify that the local law annexed hereto, designated as local law No. 2 of 20<sup>23</sup> of the (County)(City)(Town)(Village) of Buffalo was duly passed by the Common Council on October 03 20<sup>23</sup>, and was (approved)(not approved) (repassed after disapproval) by the Mayor and was deemed duly adopted on October 30 20<sup>23</sup>, in accordance with the applicable provisions of law.

**3. (Final adoption by referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved) (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_.

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.

**4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved) (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.

\* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

The Town Board also finds that it is in need of time to perform the necessary analysis of the potential types of solar energy facilities that could be located in the Town. By maintaining the status quo regarding such uses, the Town Board can provide for the planned orderly growth and development of the Town.

### SECTION 3. MORATORIUM IMPOSED; APPLICABILITY

For a period of time of six (6) months following the effective date of the adoption of this Local Law, no application may be processed and no permits, certificates of occupancy, approvals, denials, determinations or interpretations may be issued or granted for any land uses relating to solar energy, including but not limited to solar farms.

The term "land uses relating to solar energy" shall be broadly construed to include any facility designed to generate electric power to be marketed, sold or used for other than the power demands of the improvements on the property on which such facility is located. Not included with the scope of this moratorium are solar energy facilities designed to generate electric power solely for the use of the improvements located on the same property.

The term "large scale solar energy system" shall mean "a collection of solar panels covering one-quarter (1/4) acre or more of land that are designed to capture sunlight and transform it into electricity." This definition includes freestanding and ground pole-mounted photovoltaic and parabolic solar installations. This definition does not include photovoltaic panels that are mounted on or affixed to residential dwellings for their use or municipal buildings or existing panels mounted on commercial or industrial buildings.

This Local Law shall be binding on the Town Board, Planning Board, Zoning Board of Appeals, Building Inspector, all Town officials and employees, and any applicant or real property owner in the Town desiring to apply for or receive a permit, certificate of occupancy or approval in the Town of Riga.

During the period of the extension of the moratorium, the Town Board shall endeavor to complete all reasonable and necessary review, study, analysis and, if warranted, revisions to the Town of Riga Code. During the period of the moratorium, no applications will be accepted nor permits, certificates of occupancy or approvals issued which would authorize development within the Town for land uses relating to solar energy as described above.

### SECTION 4. TERM

The extension of this moratorium shall be in effect for a period of six (6) consecutive months from its effective date.

### SECTION 5. EFFECT ON OTHER LAWS

To the extent that any law, ordinance, rule or regulation, or parts thereof are in conflict with the provisions of this Local Law, including all provisions of Article 16 of the New York State Town Law concerning special use permit, site plan, building permit, and certificate of occupancy procedure and requirements, this Local Law shall control and supersede such law, ordinance, rule or regulation.

## SECTION 6. WAIVER

Owing to the limited scope and duration of this moratorium, there is no provision being made in this Local Law for any waivers to its applicability. However, the Town Board may but is not obligated to promulgate regulations by a Resolution of the Board authorizing a hardship waiver process to this moratorium.

## SECTION 7. SEVERABILITY

If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall be confined in its operation to the clause, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been rendered, and the remaining provisions shall remain in full force and effect.

## SECTION 8. EFFECTIVE DATE

This Local Law shall take effect immediately upon its filing with the Secretary of State in accordance with New York Municipal Home Rule Law.

**CITY CLERK'S OFFICE**  
**CITY HALL**  
November 06, 2023

To Whom It May Concern:

I hereby Certify, that at a Session of the Common Council of the City of Buffalo, held in City Hall, on October 03, 2023, the attached Resolution was Passed of which the following is a true copy.

**No. 23-1579**

**Rivera – Local Law Introductory #2 – Article 24 Officers and Employees**

ATTEST   
Deputy City Clerk

The above resolution was signed by the Mayor on 10/30/2023 and returned to the City Clerk on 10/30/2023.

**City Clerk's Department  
BUFFALO**

**October 12, 2023**

**HON. BYRON W. BROWN  
MAYOR OF BUFFALO**

DEAR SIR:

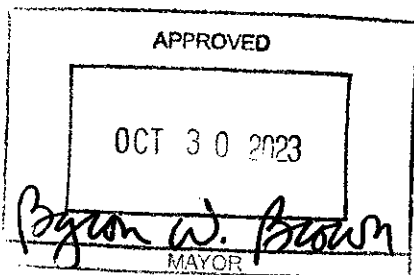
Pursuant to the provisions of Section 3-19 of the Charter, I present herewith the attached resolution item.

**PASSED October 3, 2023**

23-1579

**Rivera - Local Law Intro #2 - Article 24 Officers and Employees**

Tianna M. Marks  
City Clerk



FILED  
CITY CLERK  
2023 OCT 30 PM 1:49



**The City of Buffalo Common Council**  
 1413 City Hall  
 Buffalo, NY 14202

Meeting: 10/03/23 02:00 PM  
 Department: Common Council  
 Category: Resolution  
 Prepared By: Sean Depue  
 Initiator: Sean Depue  
 Sponsors: Majority Leader, Niagara Dist. Council Member David A. Rivera  
 DOC ID: 22713 F

**ADOPTED**

**AGENDA ITEM 23-1579**

**Rivera - Local Law Intro #2 - Article 24 Officers and Employees**

Mr. Feroletto moved:

That the above item be, and the same hereby is, returned to the Common Council with a recommendation for approval; and

Be it enacted by the Common Council of the City of Buffalo as follows:

That Article 24 - Officers and Employees, of the Charter of the City of Buffalo, adapted pursuant to law, is hereby amended as specified in the attachment.

Approved.

**HISTORY:**

09/19/23      Common Council              REFERRED TO LEG  
 09/26/23      Legislation Committee          RECOMMENDED APP

**ATTACHMENTS:**

- local law intro 2-09142023141308 (PDF)

<b>RESULT:</b>	<b>APPROVED [7 TO 2]</b>
<b>MOVER:</b>	Joel P. Feroletto, Delaware District Council Member
<b>SECONDER:</b>	Rasheed N.C. Wyatt, University District Council Member
<b>AYES:</b>	Bollman, Feroletto, Nowakowski, Pridgen, Rivera, Wingo Sr, Wyatt
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By: Councilmember Rivera

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BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF BUFFALO AS FOLLOWS:

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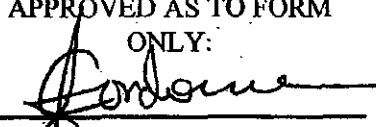
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Section 2: This Local Law shall take effect immediately upon passage and ratification pursuant to Section 3-17 of the Charter of the City of Buffalo.

Section 3: Insofar as the provisions of this local law are inconsistent with the provisions of any other local law or act, the provisions of this local law shall be controlling.

Section 4: This Local Law shall take effect immediately upon its filing with the New York Secretary of State.

APPROVED AS TO FORM  
ONLY:  
  
Carin S. Gordon, Esq.  
Assistant Corporation Counsel IV

NOTE: Matters underlined are new,  
matters in brackets [ ] are to be  
deleted.

Date: 9/11/2023