

## 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 OF LEWIS

#### Local Law No. 4 of the Year 2012

#### A LOCAL LAW PROVIDING FOR INCREASES TO SALARIES FOR CERTAIN LOCAL OFFICIALS

**BE IT ENACTED** by the Board of Legislators of the County of Lewis as follows:

#### SECTION 1. LEGISLATIVE FINDINGS AND PURPOSE

1. The Board of Legislators finds that it has heretofore been the policy of the County of Lewis to amend the Compensation Plan for County officials who are appointed to a specific term of office ("term appointees") to provide for an increase in salary upon similar terms as those provided to union employees pursuant to their collective bargaining agreement.
2. Pursuant to the forgoing policy, the Board of Legislators enacted Local Law No. 3 – 2007 wherein term appointees were granted the same increases in salary as were provided in the collective bargaining agreement effective January 1, 2007 through December 31, 2009.
3. The Board of Legislators finds that they have recently concluded their negotiations with the collective bargaining unit for County employees and executed a collective bargaining agreement effective January 1, 2010 through December 31, 2013. Pursuant to the terms of that agreement, County employees received a lump sum payment of \$500 plus a 1% increase for 2012 and a 1% increase for 2013.
4. Upon reaching the above referenced agreement with the collective bargaining unit, the Board of Legislators adopted Resolution No. 197 – 2012, whereby department heads and other non-union employees (excluding term appointees and elected officials) were granted increases in compensation including one-time

payments and salary increases at the same percentage rate and to take effect at the same time as such payments and percentage increases have been granted to the bargaining unit members.

5. The Board of Legislators further finds that the term appointees have not received a raise in salary since 2008.
6. Therefore, the Board of Legislators wish to amend the Compensation Plan for term appointees to provide the term appointees with a salary increase consistent with the increases provided to union members.

## **SECTION 2. AMENDMENT TO THE COMPENSATION PLAN**

A. Effective January 1, 2013, the Compensation Plan of the County of Lewis shall be amended to provide the following salaries for County employees appointed to a fixed term of office, to-wit:

DSS Commissioner	\$68,340
County Manager	\$83,130
Clerk of the Board	\$45,645
Real Property Tax Director	\$48,480
County Attorney	\$101,490
Superintendent of Highways	\$60,600
Commissioners of Elections	\$36,236 \$36,236

B. The Compensation Plan of the County of Lewis is further amended effective January 1, 2013 to provide a lump sum payment of \$500 to be paid to those employees identified in Sub-paragraph "A" immediately above who were employed in such capacity from January 1, 2011 through December 31, 2011. Such payment shall not be included in base pay.

C. That the Compensation Plan for such offices identified herein may be further amended or modified in whole or in part by the Board of Legislators at any time.

## **SECTION 3. EFFECTIVE DATE.**

That the within Local Law shall take effect 45 days after the adoption hereof and all legal requirements having been met.

(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 the County of Lewis was duly passed by the Lewis County Board of Legislators on \_\_\_\_\_, 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. \_\_\_\_\_ 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 \_\_\_\_\_, and was deemed duly adopted on \_\_\_\_\_, 20\_\_, 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 a 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. 4 of 2012, of the County of Lewis was duly passed by the Lewis County Board of Legislators on November 15, 2012, and was approved. Such Local Law was subject to permissive referendum and no valid petition requesting such referendum was filed as of January 1, 2013, in accordance with the applicable provisions of law.

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\* 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 chairman 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.

**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 the 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 of 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 1, above.

  
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**TERESA K. CLARK, CLERK**  
**LEWIS COUNTY BOARD OF LEGISLATORS**

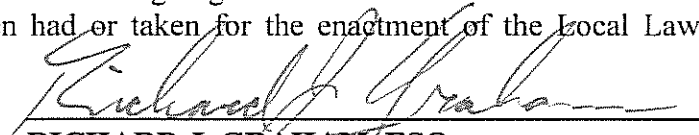
(Seal)

**Dated: January 7, 2013.**

**(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)**

**STATE OF NEW YORK )**  
**COUNTY OF LEWIS ) ss:**

I, the undersigned, hereby certify that the foregoing Local Law contains the correct text and that all proper proceedings have been had or taken for the enactment of the Local Law annexed hereto.

  
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**RICHARD J. GRAHAM, ESQ.**  
**LEWIS COUNTY ATTORNEY**

**Dated: January 7, 2013.**