

RESOLUTION NO. - 2024

RESOLVED, that this Board hold a public hearing pursuant to Section 209.141(4) of the Laws of Westchester County on Local Law Intro No. - 2024 entitled "A LOCAL LAW subject to a permissive referendum to provide for payments of increased compensation for an elective officer during their term of office.". The public hearing will be held at __ .m. on the day of _____, 2024 in the Chambers of the Board of Legislators, 8th Floor, Michaelian Office Building, White Plains, N.Y. The Clerk of the Board shall cause notice of the time and date of such hearing to be published at least once in one or more newspapers published in the County of Westchester and selected by the Clerk of the Board for that purpose in the manner and time required by law.

TO: HONORABLE BOARD OF LEGISLATORS
COUNTY OF WESTCHESTER

Your Committee is in receipt of the attached "A LOCAL LAW subject to a permissive referendum to provide for payments of increased compensation for an elective officer during their term of office."

Your Committee notes that this Honorable Board is currently also considering an Act amending the County's Pay Plan. Part of that amendment includes increases in salary for the position of County Executive. Pursuant to the Laws of Westchester County, this increase is subject to a permissive referendum as it increases the salary of an elected official during their term of office. The attached Local Law would set forth the basis for the permissive referendum, to allow this increase to go into effect.

Your Committee is informed that, while the attached legislation provides a salary increase for the County Executive, it will not apply to the current County Executive, who will be leaving office before it takes effect, but will apply to those chosen to serve out the remainder of current term of office.

Your Committee is also informed that the proposed legislation does not meet the definition of an action under New York State Environmental Quality Review Act and its implementing regulations 6 NYCRR Part 617. Please refer to the memorandum from the Department of Planning dated January 8, 2024, which is on file with the Clerk of the Board of Legislators. Your Committee concurs in this conclusion.

Your Committee, after careful consideration, recommends the adoption of this Local Law.

Dated: December 5th, 2024

White Plains, New York

James B. ...

Edward ...

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COMMITTEE ON

FISCAL IMPACT STATEMENT

SUBJECT: Pay Plan Amendment NO FISCAL IMPACT PROJECTED

OPERATING BUDGET IMPACT

To Be Completed by Submitting Department and Reviewed by Budget

SECTION A - FUND

GENERAL FUND AIRPORT FUND SPECIAL DISTRICTS FUND

SECTION B - EXPENSES AND REVENUES

Total Current Year Expense _____

Total Current Year Revenue _____

Source of Funds (check one): Current Appropriations Transfer of Existing Appropriations

Additional Appropriations Other (explain)

Identify Accounts: Takes effect in 2025

Potential Related Operating Budget Expenses: Annual Amount 301,240

Describe: 2025 annualized: DA Stipend 101 37 0010 3000 1010 \$232,000, Elected Official
101 11 0100 0100 1010 \$69,240

Potential Related Operating Budget Revenues: Annual Amount _____

Describe: _____

Anticipated Savings to County and/or Impact on Department Operations:

Current Year: _____

Next Four Years: _____

Prepared by: Dianne Vanadia

Title: Associate Budget Director

Department: Budget

Date: November 15, 2024

Reviewed By: Mah Medwial
ASSOCIATE BUDGET DIRECTOR

Date: November 15, 2024

FISCAL IMPACT STATEMENT

SUBJECT: Pay Plan Amendment

NO FISCAL IMPACT PROJECTED

COMMUNITY COLLEGE BUDGET IMPACT

To Be Completed by Submitting Department and Reviewed by Budget

SECTION A - FUND - N/A

GENERAL FUND

AIRPORT FUND

SPECIAL DISTRICTS FUND

SECTION B - EXPENSES AND REVENUES

Total Current Year Expense \$ 681,211

Total Current Year Revenue _____

Source of Funds (check one): Current Appropriations Transfer of Existing Appropriations

Additional Appropriations

Other (explain)

Identify Accounts: Various Personal Service Accounts

Potential Related Operating Budget Expenses: Annual Amount _____

Describe: _____

Potential Related Operating Budget Revenues: Annual Amount _____

Describe: _____

Anticipated Savings to County and/or Impact on Department Operations:

Current Year: _____

Next Four Years: 25/26: \$495,850 in personal service expenses 26/27: 505,768 in personal service ex
27/28: 515,882 in personal service expenses ; 28/29: \$526,200 in personal service expenses

Prepared by: Michael Dunn

Title: Senior Budget Analyst

Department: Budget

Date: November 15, 2024

Reviewed By: Mark Medwid

Assoc Budget Director

Date: November 15, 2024

LOCAL LAW INTRO NO. ____ - 2024

A LOCAL LAW subject to a permissive referendum to provide for payments of increased compensation for an elective officer during their term of office.

BE IT ENACTED by the County Board of the County of Westchester as follows:

Section 1. The salary plan as amended by the Act that has been adopted recently (a copy of which is annexed hereto and incorporated herein by reference) is hereby made applicable to elective officers during their term of office.

Section 2. This local law shall be implemented in accordance with the aforementioned Act.

Section 3. The Clerk of the Board shall cause a notice of this local law to be published at least once a week for two successive weeks, the first publication of which shall be had within ten days after such local law is adopted in one or more newspapers published in the County of Westchester, selected by the Clerk for that purpose. Said notice shall contain the number, date of adoption and a true copy of this local law and a statement that so much of this local law that increases the salary of an elected officer during their term of office is subject to a permissive referendum pursuant to Sections 209.171(8) and 209.181 of the Laws of Westchester County.

Section 4. This local law shall take effect sixty days after its adoption.

Dated: December 5th, 2024

White Plains, New York

Handwritten signatures in blue ink, including names such as David J. ... and others.

COMMITTEE ON Budget & Appropriations

* Please note: This signature page reflects the separate vote taken on Item # 593-2024, in committee, as also reflected in the minutes.

TO THE HONORABLE BOARD OF LEGISLATORS, COUNTY OF WESTCHESTER

Your Committee on Budget and Appropriations has reviewed the attached Act incorporating various recommendations submitted by the County Executive requiring amendment to the County Pay Plan.

Your Committee is further informed that the proposed Act does not meet the definition of an action under New York State Environmental Quality Review Act and its implementing regulations 6 NYCRR Part 617. Please refer to the memorandum from the Department of Planning dated January 8, 2024, which is on file with the Clerk of the Board of Legislators.

We concur with the said recommendations, and, as such, recommend the adoption of the attached Act.

Dated: _____, Committee on Budget and Appropriations
White Plains, New York

Attachment

ACT _____ - 2024

AN ACT amending Act No. 26-1952 as amended, which amended Act No. 40-1941, entitled “An Act establishing personnel rules in Westchester County service and adopting classification of positions and schedules of pay.”

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

Section 1. SCHEDULE "A" Allocation of Titles of Positions to Job Groups, appended to Act No. 26-1952, as heretofore amended, is hereby further amended by **deleting** the following titles from the Job Groups indicated:

JOB GROUP I NONE

JOB GROUP II NONE

JOB GROUP III NONE

JOB GROUP IV NONE

JOB GROUP V NONE

JOB GROUP VI NONE

JOB GROUP VII NONE

JOB GROUP VIII NONE

JOB GROUP IX NONE

JOB GROUP X NONE

JOB GROUP XI NONE

JOB GROUP XII Software Engineer I (Schedule B-1) (Effective January 1, 2021)

JOB GROUP XIII Software Engineer II (Schedule B-1) (Effective January 1, 2021)

JOB GROUP XIV Manager of Data Communication (Schedule B-1) (Effective January 1, 2021)

JOB GROUP XV NONE

JOB GROUP XVI NONE
JOB GROUP XVII NONE
JOB GROUP XVIII NONE
JOB GROUP XIX NONE
JOB GROUP XX NONE

Section 2. SCHEDULE "A" Allocation of Titles of Positions to Job Groups, appended to ACT No. 26-1952, as heretofore amended, is hereby further amended by **adding** the following titles to the Job Groups indicated:

JOB GROUP I Senior Management Analyst-WCC (Schedule D)
JOB GROUP II Director of Student Mental Health Services (Schedule D)
JOB GROUP III NONE
JOB GROUP IV NONE
JOB GROUP V NONE
JOB GROUP VI NONE
JOB GROUP VII NONE
JOB GROUP VIII NONE
JOB GROUP IX NONE
JOB GROUP X NONE
JOB GROUP XI NONE
JOB GROUP XII NONE
JOB GROUP XIII Software Engineer I (Schedule B-1) (Effective January 1, 2021)
JOB GROUP XIV Software Engineer II (Schedule B-1) (Effective January 1, 2021)
JOB GROUP XV Manager of Data Communications (Schedule B-1) (Effective January 1, 2021)

JOB GROUP XVI NONE

JOB GROUP XVII NONE

JOB GROUP XVIII NONE

JOB GROUP XIX NONE

JOB GROUP XX NONE

Section 3. Pursuant to Section 4 of Act No. 85-1988, the positions covered by the District Attorney Salary Plan, as heretofore amended, is hereby further amended by **adding:**

Central Arraignment Stipend \$500 per day for weekend and holiday coverage of the Central Arraignment Part (Effective January 1, 2025)

Section 4. SCHEDULE "C" Titles and rates of pay for positions not allocated to Job Groups. Appended to Act No. 26-1952, as heretofore amended, is hereby further amended by **deleting:**

County Executive Flat Rate Not to Exceed Salary of \$160,760

Section 5. SCHEDULE C Titles and rates of pay for positions not allocated to Job Groups. Appended to Act No. 26-1952, as heretofore amended, is hereby further amended by **adding:**

County Executive Flat Rate Not to Exceed Salary of \$230,000

Section 6. Subject to any restriction imposed by law, any annual salary percentage increases to Schedule B-11 approved by Act of this Board for positions represented by Local 456 of the International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America (AFL-CIO) shall equally apply to the maximum salary rates for the County Executive, commencing with the first such Act of this Board following the effective date of this Section. This shall include the payment of retroactive adjustments approved by Act of this Board as part of the adjustment to B-11, subject to the same terms thereof. Any future amendment to Act 26-1952 shall not be deemed to supersede this provision unless this provision is expressly repealed.

Section 7. To implement the revisions and amendments to the pay plan incorporated in this Act, transfers of appropriations between general classifications of expenditures within the same department are hereby authorized upon the recommendation of the Budget Director and the authorization of the County Executive, and transfers of appropriations between departments are hereby authorized upon the recommendation of the County Executive.

Section 8. Notwithstanding Sections 1, 2, or 9, employees are only entitled to retroactive pay upon passage of this Act if they are employed by the County as of the date this Act is adopted. This Section shall not apply to future retroactive pay under Section 6 of this Act, which shall be governed by the same terms as the Act of the Board approving such future adjustments.

Section 9. Unless otherwise noted herein, this Act shall take effect on January 3, 2025, and to the extent that this Act authorizes the increase of compensation of officers appointed for a fixed term and the increase of the compensation of elected officials, those provisions shall not take effect during their current term of office unless and until such an increase is authorized by a local law subject to a permissive referendum as follows: (1) for officers appointed for a fixed term to receive an increase during the current term of office of such officer, a permissive referendum pursuant to the provisions of Section 24, subdivision 2, clause h of New York Municipal Home Rule Law, and (2) for elected officers to receive an increase during their current term of office, a permissive referendum pursuant to Sections 209.171(8) and 209.181 of the Laws of Westchester County.

Dated: December 5th, 2024

White Plains, New York

James Brubaker

David Gadi

George Barr

John

Chris

Paul

COMMITTEE ON Budget & Appropriations

* Please note: This signature page reflects the separate vote taken in committee on Item 594-2024, as also reflected in the minutes.