

STRICKEN AS OF END OF YEAR 2011

Intro. Res. No. 2049-2011
Introduced by Legislator Browning

Laid on Table 11/22/2011

**RESOLUTION NO. -2011, ADOPTING LOCAL LAW
NO. -2011, A LOCAL LAW TO ELIMINATE STIPEND FOR
LEGISLATURE'S DEPUTY PRESIDING OFFICER**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on November 22, 2011, a proposed local law entitled, "**A LOCAL LAW TO ELIMINATE STIPEND FOR LEGISLATURE'S DEPUTY PRESIDING OFFICER**"; now, therefore be it

RESOLVED, that said local law be enacted in form as follows:

**LOCAL LAW NO. -2011, SUFFOLK COUNTY, NEW YORK
A LOCAL LAW TO ELIMINATE STIPEND FOR
LEGISLATURE'S DEPUTY PRESIDING OFFICER**

BE IT ENACTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, as follows:

Section 1. Legislative Intent.

This Legislature hereby finds and determines that the salary of the County Legislature's Deputy Presiding Officer is several thousand dollars higher than that of a typical County Legislator.

This Legislature also finds that the only additional duty of a Deputy Presiding Officer is to preside at meetings when the Presiding Officer is absent. This additional duty does not justify an additional stipend.

This Legislature finds that at a time when Suffolk County is facing severe structural budget deficits and laying off employees, an additional stipend for the Deputy Presiding Officer cannot be justified.

Therefore, the purpose of this law is to eliminate the additional stipend currently paid to the Deputy Presiding Officer of the County Legislature.

Section 2. Amendments.

Chapter 205 of the SUFFOLK COUNTY CODE is hereby amended as follows:

Chapter 205. Salaries and Compensation

**ARTICLE I
EQUITABLE COMPENSATION OF CERTAIN ELECTED OFFICERS**

...

§205.2. Salary Schedule.

...

B. Salaries for the following officers shall be subject to the maximum annual adjustment set forth in Subsection A:

Officer
County Executive
District Attorney
County Sheriff
County Treasurer
County Clerk
County Comptroller
Presiding Officer of the Legislature
[Deputy Presiding Officer of the Legislature]
County Legislator

...

D. The Deputy Presiding Officer of the County Legislature will receive the salary assigned to all County Legislators.

...

Section 3. Applicability.

This law shall apply to any Deputy Presiding Officer elected by the County Legislature beginning in 2012.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 5. SEQRA Determination.

This Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Section 617.5(c)(20), (21), and/or (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection. The Suffolk County Council on Environmental Quality

(CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this law.

Section 6. Effective Date.

This law shall take effect immediately upon filing in the Office of the Secretary of State.

[] Brackets denote deletion of existing language

___ Underlining denotes addition of new language

DATED:

APPROVED BY:

County Executive of Suffolk County

Date: