

**LEGISLATIVE & PERSONNEL COMMITTEE MEETING  
of the  
Suffolk County Legislature**

**Minutes**

A regular meeting of the Legislative & Personnel Committee was held in the Rose Y. Caracappa Auditorium at the William Rogers Legislative Building, Veterans Memorial Highway, Smithtown, New York on **August 23, 2001**, at 1:30 P.M.

**MEMBERS PRESENT:**

Legislator Martin Haley, Chairman  
Legislator Ginny Fields, Vice Chair  
Legislator Jon Cooper  
Legislator Joseph Caracappa

**EXCUSED ABSENCE:**

Legislator Allan Binder

**ALSO IN ATTENDANCE:**

Paul Sabatino, Legislative Counsel  
Loretta Filosa, Aide to Legislative Martin Haley  
Kevin O'Hare, Aide to Legislator Crecca  
Nicole DeAngelo, County Executive's Office  
Kristine Chayes, Suffolk County Department of Civil Service  
Ellen Martin, Presiding Officer Paul Tonna's Office  
All Interested Parties

**Minutes taken and transcribed by Irene Kulesa, Legislative Secretary**

*(The meeting came to order at 1:45 P.M.)*

**CHAIRMAN HALEY:**

We will start the meeting with a Salute to the Flag to be led by Legislator Cooper.

SALUTATION

**CHAIRMAN HALEY:**

Loretta, if you would go find Legislator Fields? In the meantime, someone from Civil Service will come up and discuss 1111, tabled resolution.

**MS. CHAYES:**

Good morning. I'm Kris Chayes from the Civil Service Department. On 1111, our department is opposed to this change in the part-time rule and the part-time salary ceiling for part-timers. Primarily, there are several problems with the proposed change. The introductory resolution proposes a change in the annual ceiling, which would raise it from five thousand a year and increase the cap to seven thousand per year. First, we cannot change this part-time rule without changing all of our rules and again, it would affect all jurisdictions, not just the County, the Town, the Villages, the School Districts, what have you.

Secondly, raising the part-time and salary ceiling would lengthen the duration of part-time employment in each of these jurisdictions. And that would mean that if the starting salaries, for instance, for a Clerk Typist in a particular School District was twenty thousand per year? The proposed part-time rule with raising the ceiling to seven thousand would allow that part-time Clerk Typist to remain part-time for a third of the year, which would be a real problem to the Union. Because the Unions would be complaining about non-union part-timers who would be taking the place of full time employees.

Again, the proposed seven thousand-dollar cap would be reached more quickly by part-timers in jurisdictions having higher salary rates. And in all, the five thousand-dollar ceiling is only limiting depending on the particular starting salary of the jurisdiction. And we have built in other things into our rules to compensate for this. Our current part-time rule, which has the five thousand-dollar ceiling also allows 25 percent of the annual starting salary as a ceiling, whichever is higher. So we give a jurisdiction and the County that flexibility. And also a part-time Clerk Typist can earn more than that if they work 50 percent or less of the year, then they can earn whatever. So again, the rule as it stands now is very flexible and really meets all the needs of the jurisdiction. By raising it, it would be a real problem to us and again, we could not raise -- change the rule without changing all the rules. Are there any questions?

**CHAIRMAN HALEY:**

Motion to table by Legislator Caracappa, seconded by myself. On the motion, Legislator Fields.

**LEGISLATOR FIELDS:**

Just out of curiosity. What is the hourly wage that a part-time Clerk Typist makes?

**MS. CHAYES:**

I don't know off-hand.

**LEGISLATOR FIELDS:**

Well, how many hours are annual earnings? Is that twenty hours a week?

**MS. CHAYES:**

The part-time Clerk Typist? It varies by jurisdiction. Some of them work twenty hours a week. Some may work forty, thirty-five. It depends on what the needs of the --

**LEGISLATOR FIELDS:**

So they could work forty hours a week?

**MS. CHAYES:**

They have to work -- to be part-time, you have to meet one of two requisites and that is either work less than 50 percent of the normal work week or earn five thousand or less or 25 percent of the --

**LEGISLATOR FIELDS:**

Five thousand or less a year?

**MS. CHAYES:**

A year.

**LEGISLATOR FIELDS:**

So --

**MS. CHAYES:**

Or 25 percent of the starting salary, whichever is higher.

**LEGISLATOR FIELDS:**

So they could work six or eight weeks in a row full-time but they'd still be classified as part-time. And the other question I have, is have you given the information that you gave to us to the sponsor?

**MS. CHAYES:**

Yes, we have.

**LEGISLATOR FIELDS:**

And what was her response?

**MS. CHAYES:**

I've spoken on this several times. This has come up several times before committee and she was here.

**MS. CHAYES:**

Are there any other questions?

**LEGISLATOR FIELDS:**

She doesn't want to change it; is that what you're saying?

**MS. CHAYES:**

She had no response really.

**LEGISLATOR FIELDS:**

Okay, all right. Thank you.

**CHAIRMAN HALEY:**

Anything else on the motion? All those in favor? Opposed? 1111 is tabled.

**TABLED RESOLUTION:**

**I.R.NO. 1111-01 (P) Directing County Department of Human Resources, Personnel and Civil Service to apply for removal of ceiling on part-time Clerk/Typist earnings. ASSIGNED TO LEGISLATIVE & PERSONNEL (Legislator Maxine Postal)**

**VOTE: 4-0-0-1 TABLED**

**CHAIRMAN HALEY:**

We have a motion by Legislator Caracappa, seconded by Legislator Cooper to place 1684, 1686, 1696, 1714, 1722, 1723, 1724, 1726 and 1728, for approval and placed on the consent calendar. A motion and a second. All those in favor? Opposed? Those listed are approved and placed on the consent calendar.

**INTRODUCTORY RESOLUTIONS:**

**I.R. NO. 1684-01 (P) Authorizing certain technical correction to Adopted Resolution No. 403-2001. ASSIGNED TO LEGISLATIVE & PERSONNEL (County Executive)**

**VOTE: 4-0-0-1 APPROVED PLACED ON CONSENT CALENDAR**

**I.R. NO. 1686-01 (P) Authorizing certain technical correction to Adopted Resolution No. 505-2001. ASSIGNED TO LEGISLATIVE & PERSONNEL (Legislator Jon Cooper)**

**VOTE: 4-0-0-1 APPROVED PLACED ON CONSENT CALENDAR**

**I.R. NO. 1696-01 (P) Approving payment to General Code Publishers for Administrative Code Pages. ASSIGNED TO LEGISLATIVE & PERSONNEL (Presiding Officer Paul Tonna)**

**VOTE: 4-0-0-1 APPROVED PLACED ON CONSENT CALENDAR**

**I.R. NO. 1714-01 (P) Authorizing certain technical correction to Adopted Resolution No. 453-2001. ASSIGNED TO LEGISLATIVE & PERSONNEL (County Executive)**

**VOTE: 4-0-0-1 APPROVED PLACED ON CONSENT CALENDAR**

**I.R. NO. 1722-01 (P) Authorizing certain technical correction to Adopted Resolution No. 622-2001. ASSIGNED TO LEGISLATIVE & PERSONNEL (County Executive)**

**VOTE: 4-0-0-1 APPROVED PLACED ON CONSENT CALENDAR**

**I.R. NO. 1723-01 (P) Authorizing certain technical correction to Adopted Resolution No. 486-2001. ASSIGNED TO LEGISLATIVE & PERSONNEL (Legislator George Guldi)**

**VOTE: 4-0-0-1 APPROVED PLACED ON CONSENT CALENDAR**

**I.R. NO. 1724-01 (P) Authorizing certain technical correction to Adopted Resolution No. 179-2001. ASSIGNED TO LEGISLATIVE & PERSONNEL**

**VOTE: 4-0-0-1 APPROVED PLACED ON CONSENT CALENDAR**

**I.R. NO. 1726-01 (P) Authorizing certain technical correction to Adopted Resolution No. 487-2001. ASSIGNED TO LEGISLATIVE & PERSONNEL (Legislator George Guldi)**

**VOTE: 4-0-0-1 APPROVED PLACED ON CONSENT CALENDAR**

**I.R. NO. 1728-01 (P) Authorizing certain technical correction to Adopted Resolution No. 745-2000. ASSIGNED TO LEGISLATIVE & PERSONNEL**

**VOTE: 4-0-0-1 APPROVED PLACED ON CONSENT CALENDAR**

**CHAIRMAN HALEY:**

1794 amending the Suffolk County Classification. A new position in the Office of County Clerk. That was approved in Ways & Means.

**LEGISLATOR CARACAPPA:**

Motion to defer.

**CHAIRMAN HALEY:**

Motion to defer by Legislator Caracappa, seconded by Legislator Cooper. All those in favor? Opposed? 1794 is deferred to prime.

**I.R. NO. 1794-01 (P) Amending the Suffolk County Classification and Salary Plan and the 2001 Operating Budget in connection with a New position Title in the Office of the County Clerk. (Director of Optical Imaging) ASSIGNED TO WAYS & MEANS AND LEGISLATIVE & PERSONNEL (County Executive)**

**VOTE: 4-0-0-1 DEFER TO PRIME**

**CHAIRMAN HALEY:**

Home Rule. It was approved in Public Safety to enact amendment to New York State Retirement and Social Security for Suffolk County Park Police Officers.

**LEGISLATOR FIELDS:**

Motion to approve.

**CHAIRMAN HALEY:**

Motion to approve by Legislator Fields, seconded by Legislator Cooper. All those in favor? Opposed? It's approved.

**HOME RULE MESSAGE:**

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**5-01 (P) Home Rule Message requesting New York State Legislature to enact amendment to New York Retirement and Social Security Law for Suffolk County Park Police Officers. ASSIGNED TO LEGISLATIVE & PERSONNEL AND PUBLIC SAFETY & PUBLIC INFORMATION (Legislator Ginny Fields)**

**VOTE: 4-0-0-1 APPROVED**

**CHAIRMAN HALEY:**

We're finished.

*(The meeting was adjourned at 1:50 P.M.)*