



Greene County Legislature

Special Legislature Meeting No. 5
<http://greenegovernment.com/>

411 Main Street
Catskill, NY 12414

~ Agenda ~

Wednesday, November 5, 2014

6:00 PM

Caucus Room 468

Call To Order With Moment Of Silent Prayer And Pledge Of Allegiance To The Flag

Roll Call

Budget Officer To Present The 2015 Tentative Budget

Resolutions/Motions:

1. 307-14 Resolution Providing For Increase In Salaries Of Officers Elected Or Appointed For A Fixed Term
2. 308-14 Setting Public Hearing On Local Law Introductory Number B of 2014 (A Local Law Rescinding Local Law Number 3 of 2014 - Overriding Tax Levy Limit For 2015)
3. 309-14 Setting Public Hearing On Local Law Introductory No. C A Local Law Increasing Certain Salaries of Appointive and/or Elective Officers serving a fixed term
4. 310-14 Authorizing Public Hearing On 2015 Tentative Budget

Adjournment



Resolution No. 307-14

Resolution Providing For Increase In Salaries Of Officers Elected Or Appointed For A Fixed Term

WHEREAS, pursuant to New York State County Law Section 201, the salary of any public officer elected or appointed for a fixed term shall not be increased or decreased during the term of his/her office except as the same may be increased as provided in paragraph h of subdivision 2 of Section 24 of the Municipal Home Rule Law and except as the same may be increased in accordance with a schedule providing higher rates of compensation through additional increments of salary based on time service; and

WHEREAS, no new or amended schedule applicable to any such officer may be enacted during the term of his/her office except as provided by Municipal Home Rule Law; and

WHEREAS, this law has created a disparity in pay increases for officers elected or appointed for a fixed term; and

WHEREAS, the Legislature wishes to correct this disparity of compensation in a fiscally conservative and responsible manner;

NOW, THEREFORE, BE IT RESOLVED, that the salary of any officer elected or appointed for a fixed term may be increased during the term of his/her office in accordance with the following schedule:

1. First year of term - increases equal to amount of salary increases paid to management/confidential employees during said officer's previous term of years, if any. This paragraph only applies to the first year of the first term commencing after the date of this resolution.

2. Second year of term - increases equal to amount of salary increases paid to management/confidential employees during said officer's first year of current term, if any.

3. Third year of term - increases equal to amount of salary increases paid to management/confidential employees during said officer's second year of current term, if any.

4. Fourth year of term - increases equal to amount of salary increases paid to management/confidential employees during said officer's third year of current term, if any.

5. Fifth year of term - increases equal to amount of salary increases paid to management/confidential employees during said officer's fourth year of current term, if any.

6. Sixth year of term - increases equal to amount of salary increases paid to management/confidential employees during said officer's fifth year of current term, if any.

AND BE IT FURTHER RESOLVED, that nothing herein shall prohibit the Greene County Legislature from setting a new base salary for any appointed/elected termed officer upon their initial appointment/election; and be it further

RESOLVED, that any increases in salary are contingent upon appropriate annual budget allocations.

Meeting History
11/05/14 Finance

MOVED FOR ADOPTION

RESULT:	MOVED FOR ADOPTION [UNANIMOUS]
MOVER:	William B. Lawrence, Legislator
SECONDER:	James Hitchcock, Legislator
AYES:	Martinez, Lawrence, Hitchcock, Gardner, Lennon, Lewis, VanSlyke

Current Meeting

11/05/14 Greene County Legislature ADOPTED

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	William B. Lawrence, Legislator
SECONDER:	James Hitchcock, Legislator
AYES:	Gardner, Hatton, Hitchcock, Kozloski, Lawrence, Lennon, Lennon, Lewis, Martinez, Overbaugh, Seeley, VanSlyke, Speenburgh
ABSENT:	Patricia Handel

(9,413)		(587)
Ayes 13	Noes 0	Absent 1

CC: Tr 2as
1 - May 1 -
1 - Co. Atty.
2 - File - (New File on "Salary")

APPROVED AS TO FORM

Carol Stevens

COUNTY ATTORNEY



Resolution No. 308-14

Setting Public Hearing On Local Law Introductory Number B of 2014 (A Local Law Rescinding Local Law Number 3 of 2014 - Overriding Tax Levy Limit For 2015)

WHEREAS, on October 15th, 2014, in anticipation that it may be required to adopt a budget which imposes a tax levy increase greater than the limit set forth in the General Municipal Law Section 3-c for the fiscal year 2015, the Greene County Legislature adopted Local Law Number 3 of 2014, entitled: "A Local Law Authorizing the Greene County Legislature to Override the Tax Levy Limit Established In General Municipal Law Section 3-C (The New York State Real Property Tax Cap) for 2015"; and

WHEREAS, it has now been determined that the 2015 Greene County Budget will not impose a tax levy increase greater than the limit set forth in the General Municipal Law Section 3-C; and

WHEREAS, the adopted Local Law Number 3 of 2014 which authorizes Greene County to adopt a budget for the fiscal year 2015 overriding the tax cap, must now be rescinded in order to make homeowners eligible for a state rebate check under the Governor's Property Tax Rebate program;

NOW, THEREFORE, BE IT RESOLVED, that said Local Law Introductory Number B of 2014 is hereby submitted to the Greene County Legislature and is hereby postponed, pending the holding of a public hearing thereon, to the next regular meeting of this Legislature; and be it further

RESOLVED, that the Clerk of the Legislature be directed to cause a legal notice of said public hearing to be published in the official newspaper within ten (10) days of adoption of this resolution and at least five (5) days prior to the date of said hearing and to be posted in an appropriate location; and be it further

RESOLVED, that the public hearing shall be held on Monday, November 17th, 2014 in the Catskill High School Auditorium, West Main Street, Catskill, New York, at 7:00 p.m.

ATTACHMENTS:

- Local Law Introductory No. B of 2014 (DOCX)

Meeting History

11/05/14 Finance

MOVED FOR ADOPTION

RESULT:	MOVED FOR ADOPTION [UNANIMOUS]
MOVER:	Kevin Lewis, Acting Chairman/Legislator
SECONDER:	James Hitchcock, Legislator
AYES:	Martinez, Lawrence, Hitchcock, Gardner, Lennon, Lewis, VanSlyke

Current Meeting

11/05/14

Greene County Legislature

ADOPTED

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Kevin Lewis, Acting Chairman
SECONDER:	James Hitchcock, Legislator
AYES:	Gardner, Hatton, Hitchcock, Kozloski, Lawrence, Lennon, Lennon, Lewis, Martinez, Overbaugh, Seeley, VanSlyke, Speenburgh
ABSENT:	Patricia Handel

(9,413) (587)
 Ayes 13 Noes 0 Absent 1

*cc: T. Veer
 1- Mary Jo
 1- Leo - Atty
 3- File - LL File - (Linda)
 - Atty File (Tammy)*

APPROVED AS TO FORM



COUNTY ATTORNEY

LOCAL LAW INTRODUCTORY NUMBER B OF 2014
(A Local Law Rescinding Local Law Number 3 of 2014 - Overriding Tax
Levy Limit For 2015)

BE IT ENACTED, by the Legislature of the County of Greene, New York, as follows:

SECTION 1. BACKGROUND. The Greene County Legislature, in anticipation that it may have been required to adopt a 2015 budget which imposes a tax levy increase greater than the limit set forth in the General Municipal Law Section 3-c, enacted Local Law Number 3 of 2014, granting it such authority.

SECTION 2. LEGISLATIVE INTENT. It is the intent of this local law to rescind Local Law Number 3 of 2014, which authorized Greene County to adopt a budget for fiscal year 2015 overriding the tax cap, as it has now been determined that the 2015 Greene County Budget will not impose a tax levy increase greater than the limit set forth in the General Municipal Law Section 3-C.

SECTION 3. RESCIND. The Greene County Legislature hereby rescinds Local Law Number 3 of 2014 in its entirety.

SECTION 4. SEVERABILITY. If any clause, sentence, paragraph, section or part of this local law or the application thereof to any person, firm or corporation, 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, section or part of this local law or in its application to the person, individual, firm, or corporation or circumstance directly involved in the controversy in which such judgment or order shall be rendered.

SECTION 5. EFFECTIVE DATE. This local law shall take effect immediately upon filing with the Secretary of State.



Resolution No. 309-14

Setting Public Hearing On Local Law Introductory No. C A Local Law Increasing Certain Salaries of Appointive and/or Elective Officers serving a fixed term

WHEREAS, pursuant to Section 20 of the Municipal Home Rule Law, a public hearing is required to be held concerning Local Law Introductory Number C, a Local Law Increasing Certain Salaries of Appointive and/or Elective Officers serving a fixed term;

NOW, THEREFORE, BE IT RESOLVED, said Local Law Introductory Number C is hereby submitted to the Greene County Legislature and is hereby postponed, pending the holding of a public hearing thereon, to the next Regular meeting of this Legislature; and be it further

RESOLVED, that the Clerk of the Legislature be directed to cause a legal notice of said public hearing to be published in the official newspaper within ten (10) days of adoption of this resolution and at least five (5) days prior to date of said hearing and to be posted in an appropriate location; and be it further

RESOLVED, that said public hearing shall be held on Monday, November 17th, 2014, immediately following the Public Hearing held on Local Law Introductory Number B of 2014, in the Catskill High School Auditorium, West Main Street, Catskill, New York.

ATTACHMENTS:

- Local Law Intro #C (DOCX)

Meeting History

11/05/14 Finance **MOVED FOR ADOPTION**

RESULT:	MOVED FOR ADOPTION [UNANIMOUS]
MOVER:	William B. Lawrence, Legislator
SECONDER:	James E. VanSlyke, Minority Leader/Legislator
AYES:	Martinez, Lawrence, Hitchcock, Gardner, Lennon, Lewis, VanSlyke

Current Meeting

11/05/14 Greene County Legislature **ADOPTED**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	William B. Lawrence, Legislator
SECONDER:	James E. VanSlyke, Minority Leader
AYES:	Gardner, Hatton, Hitchcock, Kozloski, Lawrence, Lennon, Lennon, Lewis, Martinez, Overbaugh, Seeley, VanSlyke, Speenburgh
ABSENT:	Patricia Handel

(9,413) Ayes 13 (587) Noes 0 Absent 1

APPROVED AS TO FORM

cc: Trean
1- M. Ang
1- Co. Atty
3- File - LL File
(Linda)
- Attorney
(Tammy)

COUNTY ATTORNEY

November 5, 2014

LOCAL LAW INTRODUCTORY NUMBER C

A LOCAL LAW increasing certain salaries of Appointive and/or Elective Officers serving a fixed term.

BE IT ENACTED by the County Legislature of the County of Greene as follows:

SECTION 1. The annual base salaries of the following County Officers shall be increased to the sums set opposite the office and designation of such County Officers in the following schedule, to wit:

	<u>FROM:</u>	<u>TO:</u>
Greene County Sheriff	\$75,000.	\$85,000.
Greene County Clerk	\$59,000.	\$69,000.

SECTION 2. This Local Law is subject to referendum on petition under Municipal Home Rule Law Section 24 and shall take effect upon filing with the Office of the Secretary of State pursuant to Section 27 of the Municipal Home Rule Law.

Attachment: Local Law Intro #C (309-14 : Setting Public Hearing On Local Law Introductory Number C)



Resolution No. 310-14

Authorizing Public Hearing On 2015 Tentative Budget

WHEREAS, the Budget Officer of this Legislature has prepared a Tentative Budget for the County for fiscal year beginning on the first day of January, 2015 together with a statement of the estimated revenues and expenditures for said County for the fiscal year 2015;

BE IT RESOLVED, that such Tentative Budget shall be filed in the office of the Clerk of this Legislature where it shall be available for inspection by any interested person at all reasonable hours; and be it further

RESOLVED, that this Legislature shall meet on the 17th day of November, 2014 at the Catskill High School Auditorium, immediately following the Public Hearing held on Local Law Introductory Number C of 2014, for the purpose of holding a Public Hearing upon said Tentative Budget; and be it further

RESOLVED, that the Clerk of the Legislature give notice of such Public Hearing in the manner prescribed by law.

Meeting History

11/05/14 Finance

MOVED FOR ADOPTION

RESULT:	MOVED FOR ADOPTION [UNANIMOUS]
MOVER:	James E. VanSlyke, Minority Leader/Legislator
SECONDER:	William B. Lawrence, Legislator
AYES:	Martinez, Lawrence, Hitchcock, Gardner, Lennon, Lewis, VanSlyke

Current Meeting

11/05/14

Greene County Legislature

ADOPTED

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James E. VanSlyke, Minority Leader
SECONDER:	William B. Lawrence, Legislator
AYES:	Gardner, Hatton, Hitchcock, Kozloski, Lawrence, Lennon, Lennon, Lewis, Martinez, Overbaugh, Seeley, VanSlyke, Speenburgh
ABSENT:	Patricia Handel

(9,413)

Ayes 13

Noes 0

(587)

Absent 1

cc: Treas
1 - May Job
1 - Co. atty
1 - B. J.

3 - File - Budget - 2015
- P. Hearing
(Thamny)

APPROVED AS TO FORM

COUNTY ATTORNEY