AMENDMENT TO COMM. 8E-24 (2012)
April 19, 2012

Delete the Item in its Entirety and Replace with the Following:

OFFICE OF THE ERIE COUNTY DISTRICT ATTORNEY

FRANK A. SEDITA, III
DISTRICT ATTORNEY

April 17, 2012

The Erie County Legislature
92 Franklin Street
Buffalo, NY 14202

Re: District Attorney's Office
Variable Minimum Authorization
IMMEDIATE CONSIDERATION

Honorable Members:

Enclosed please find a proposed resolution and accompanying memorandum requesting authorization to hire the Chief of the PROMIS Bureau at a variable minimum. The funds necessary to effectuate the salary level requested is available within the District Attorney's 2012 adopted budget.

Thank you for your consideration of this matter. If your Honorable Body requires any further information, kindly contact the Office of the District Attorney or our office and we will be happy to accommodate your request.

Very truly yours,

FRANK A. SEDITA, III
DISTRICT ATTORNEY

FAS/ah
Enclosure

Cc: Mark C. Poloncarz, County Executive
Robert Keating, Director of Budget & Management

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ACCOMPANYING MEMORANDUM

To: Erie County Legislature
From: Frank A. Sedita, III, District Attorney
Date: April 17, 2012
Re: District Attorney's Office
Variable Minimum Authorization
Immediate Consideration Requested

I. Summary of Recommended Action

The proposed resolution and accompanying memorandum request authorization to fill position of Chief of Promis Bureau at a variable minimum step C. This salary level will allow for hiring of an experienced information technology professional.

II. Fiscal Implications of Proposal

The Erie County District Attorney's variable minimum salary step C authorization will incur no additional personal services costs. The soon to be vacated position was appropriated in 2012 at a step E. Hiring an experienced information technology person at a variable step C, will actually generate a **savings of approximately $2,515**.

III. Reasons for Recommendation and Background of Proposal

In keeping with our practice of hiring the best and brightest to fill the most challenging positions within this office, it is important that these individuals are compensated appropriately. The Erie County District Attorney is prepared to fill the Chief of Promis Bureau position and would like to fill the vacancy at a variable minimum step C. It is necessary to recruit at a higher pay level in order to gain well experienced computer technology personnel to maintain the case tracking software and the technology needs of the District Attorney's Office in order to help us serve the citizens of Erie County. As mentioned above, the funds necessary to recruit at this higher level have already been appropriated in the position's salary line.

IV. Consequences of Negative Action

Failure to approve this request could result in the loss of highly qualified and extremely knowledgeable individual who has tremendous computer technology, leadership and management experience and excellent credentials and would be impossible to find at a lower rate of pay.

V. Steps Following Approval of Measure

The District Attorney's Office will work with Personnel and the Division of Budget and Management to implement this proposal.

Frank A. Sedita, III
District Attorney

PROPOSED RESOLUTION

Re: District Attorney's Office
Variable Minimum Authorization
Immediate Consideration Requested

WHEREAS, in order for the Erie County District Attorney to continue his practice of hiring the best and brightest to fill the most challenging positions within his office, it is important that they are compensated appropriately; and

WHEREAS, all requests for authority to recruit at a higher increment level must be approved by both the Legislature and the Erie County Executive; and

WHEREAS, the Administration has experienced tremendous difficulty recruiting qualified candidates as the starting salaries are not competitive with what private sector employers are paying; and

WHEREAS, the Erie County District Attorney is prepared to fill the Chief of Promis Bureau position at a variable minimum step C pending action from your honorable body; and

WHEREAS, the Erie County District Attorney's salary authorization will have no additional personal services costs, and will be implemented while keeping within the District Attorney's adopted appropriations for 2012; and

NOW, THEREFORE, BE IT

RESOLVED, that effective April 23, 2012, that the Erie County Legislature does hereby authorize a variable minimum step C for the position of Chief of Promis Bureau (position #1226), in fund center 11400, for the year 2012, in accordance with the 2012 Adopted Erie County Budget and Erie County Personnel Policy, and be it further

RESOLVED, that the Director of Budget and the Commissioner of Personnel make any changes necessary to effectuate the implementation of this resolution, and be it further

RESOLVED, certified copies of this resolution be forwarded to the Erie County District Attorney, the Erie County Executive, the Commissioner of Personnel and the Director of Budget and Management.