

LOCAL LAW TO BE ENACTED BY
 THE ERIE COUNTY LEGISLATURE
 IN THE
 COUNTY OF ERIE

LOCAL LAW INTRO. – NO. 3-1 - 2019

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A LOCAL LAW amending Local Law No. 1-1959, constituting the Erie County Charter, as amended, in relation to the regular enplanement of the Citizens Salary Review.

SECTION 1. Legislative Findings and Intent

The Erie County Legislature hereby finds the provision of yearly raises for elected officials, even though tied to the Consumer Price Index (CPI), without any need for future oversight or review from the Citizens Salary Review Commission to be a troubling practice.

It is the intent of this body to require the Citizens Salary Review Commission to provide their report on a biennial basis, as already prescribed by the Charter, in order to retain the provisions of annual Consumer Price Index based increases.

SECTION 2. Amendment

Section 22-A-01. Establishment and membership.

There is hereby established a Citizens Salary Review Commission, to be known as the Citizens Salary Review Commission of Erie County, herein after called the Commission. The Commission shall consist of nine members and it shall be representative of taxpayer, civic, labor, business, professional, financial and minority groups in the County of Erie. Five members of the Commission shall be appointed by the County Executive. Two of the members of the Commission shall be appointed by a majority vote of the members of the political party whose membership of the County Legislature constitutes a majority of the Legislature. One member of the Commission shall be appointed by a majority vote of the members of the political party whose membership of the County Legislature constitutes a minority vote of the Legislature. One member of the commission shall be appointed by the County Comptroller.

Each County Executive, Comptroller and legislative appointment to the Commission shall be for a full term of three years, except that the appointment of a person to fill a vacancy occurring by death, resignation, or cause other than the expiration of a term, shall be made for the unexpired term. Each member shall continue to serve until the appointment and qualification of his or her successor. Vacancies shall be filled and the appointments of successors shall be made in the same manner as original appointments by the appointing authority responsible for the original

Additions to the Erie County Charter are reflected by underlining.
 Deletions to the Erie County Charter are reflected by [brackets].

appointment. The term of office of all members of the commission shall be deemed as commencing on July first, nineteen hundred eighty six.

Section 22-A-02. Duties of Commission. Beginning on July first, nineteen hundred eighty six, the Commission shall review the salaries of all elected officials of the County of Erie, except for the District Attorney, and report its recommendations to the County Executive and the County Legislature by September first of that year. The committee shall provide ample opportunity for public input prior to making its recommendations to the County Executive and County Legislature. Such a review of salaries set as forth above shall occur during every even year starting with nineteen hundred eighty six. Failure to provide a report in a review year shall halt the implementation of any future recurring raises which would otherwise be prescribed by the two thousand eighteen Salary Review Commission's report, as approved by the Erie County Legislature in Resolution number 56, introduced as Intro. 2-4 (2019), in the year two thousand nineteen.

SECTION 3. Effective Date

This Local Law shall take effect as of January 1st of the first full year following the filing with the Secretary of State.

SECTION 4. Severability.

If any clause, sentence, paragraph, subdivision, section or part of this Local 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 of 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 Local Law or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such judgment or order shall be rendered.

Sponsor: Legislator Lorigo