

MAY 8, 2007

PERSONNEL COMMITTEE
REPORT NO. 6

ALL MEMBERS PRESENT EXCEPT LEGISLATOR MILLER-WILLIAMS. CHAIRPERSON MARINELLI PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed.
 - a. INTRO 2-2 (2007)
MARINELLI: Legislature Personnel Re-Engineering & Adjustments (4-0)
 - b. COMM. 9E-19 (2007)
COUNTY EXECUTIVE: Budget & Management - Position Transfer (4-0)
2. INTRO 6-9 (2007) **AS AMENDED**

KONST & IANNELLO

WHEREAS, the Erie County Charter was reviewed by the Charter Revision Commission beginning in October 2005 and the changes recommended by the Commission were unanimously approved by the Erie County Legislature and subsequently those recommended changes were overwhelming approved by the voters of Erie County; and

WHEREAS, the Erie County Legislature is in the process of insuring that the changes to the Erie County Charter approved by the voters are implemented in a timely and reasonable fashion; and

WHEREAS, among the changes approved by the voters was the creating of an Office of Public Advocacy to be headed by a Commissioner and consisting of several divisions including the Division of Equal Employment Opportunity, the Division on the Status of Women, the Division of Veterans Services, the Division for the Disabled and the Consumer Protection Committee; and

WHEREAS, the changes approved by the voters also included the establishment of an advisory commission to the Division on the Status of Women as well as an advisory board to the Division for the Disabled and provided specifically for the appointment and term of office for the members of the Advisory Commission on the Status of Women; and

WHEREAS, the changes approved by the voters require the County Executive to insure that the Advisory Commission on the Status of Women receive full cooperation, facilities and assistance to properly effectuate its powers and duties under Article XVIII, Section 1804 of the charter; and

WHEREAS, the powers and duties of the Division on the Status of Women in the charter approved by the voters in November, 2006 are essentially the same as those held by the Commission on the Status of Women under the previous charter of Erie County; and

WHEREAS, the members of the current advisory Commission on the Status of Women have appeared before the Legislature on two occasions to express their concern about their role as an advisory group to the Division on the Status of Women; and

WHEREAS, the Charter provides in Article XXIII, Section 2305 certain guidelines relating to Advisory Groups and authorizes each advisory group to establish bylaws to further define their structure and procedures, subject to the approval of the creating authority.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does support the establishment of the Office of Public Advocacy as was overwhelming approved by the voters of Erie County; and be it further

RESOLVED, that the Erie County Legislature does encourage the members of the Advisory Commission on the Status of Women in conjunction with the Director of the Division on the Status of Women and the Commissioner of the Office of Public Advocacy to meet and pursuant to Article XXIII, Section 2305 to develop bylaws which define the structure and procedures relating to the Advisory Commission on the Status of Women; and be it further

RESOLVED, that the bylaws developed pursuant to Article XXIII, Section 2305 be presented to the Legislature by August 15, 2007 for its review to insure that said bylaws are consistent and incorporate the duties and powers that the Legislature as creating authority intended that the Advisory Commission of the Status of Women exercise under the Erie County Charter; and be it further

RESOLVED, that certified copies of this resolution will be presented to the County Executive, the Commissioner of the Office of Public Advocacy, the Chair of the Advisory Commission on the Status of Women and the Executive Director of the Division on the Status of Women.
(4-0)

3. COMM. 9E-7 (2007)
COUNTY EXECUTIVE
WHEREAS, Erie County voters approved changes to the Erie County Charter effective January 1, 2007, and

WHEREAS, included in the changes were the establishment of the Department of Real Property Tax Services, and

WHEREAS, the new department is currently without sufficient clerical help.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby provides authorization to create the position of Secretary to the Director, JG 10, (B100-2915) in the Department of Real Property Tax Services, effective June 1, 2007, and be it further

RESOLVED, that the Erie County Legislature does hereby provide authorization to make the following budgetary adjustments in order to fund this request:

| Department of Real Property Tax Services - Fund Center 10210 | | |
|---|---------------------------|---------------|
| Expense | Increase | |
| 500000 | Full Time Salaries | \$35,042 |
| 502000 | Fringe Benefits | <u>14,010</u> |
| | Total Increase | \$49,052 |
| County Wide Budget Accounts - Fund Center 14010 | | |
| Revenue | Increase | |
| 400010 | Exemption Removal Revenue | \$49,052 |
| | Net Change | 0 |

and be it further,

RESOLVED, that certified copies of this resolution be forwarded to the Erie County Executive, the Comptroller's Office, the Commissioner of Personnel, the Director of Real Property and the Director of Budget and Management.
(3-1) Legislator Konst in the negative.

4. COMM. 9E-10 (2007)
COUNTY EXECUTIVE

WHEREAS, funds for the recruitment and retention of District Attorneys have been made available to the District Attorney's Office from the New York State Division of Criminal Justice Services (DCJS) in the amount of \$85,608, and

WHEREAS, a portion of these funds will be utilized by District Attorney's Office for recruitment purposes by deleting the two positions of Assistant District Attorney I (JG 11) and adding two positions of Assistant District Attorney II (JG 13) to make these positions more desirable, and

WHEREAS, a portion of these funds will be utilized in the retention of current staff by providing for performance based/longevity bonuses to Assistant District Attorneys to be given at the discretion of the District Attorney.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby provides authorization to delete two positions of Assistant District Attorney I (#401 and #402) and adding two positions of Assistant District Attorney II (B100 #2921), and be it further

RESOLVED, that the Erie County Legislature does hereby provide authorization to allocate funds within the 2007 General Fund of the District Attorney, Fund 110, Fund Center 11400 as follows:

| <u>INCREASE</u> | | |
|-----------------|-----------------------------|-----------------|
| | Revenues | |
| 408530 | State Revenue | <u>\$85,608</u> |
| | Total Revenues | <u>\$85,608</u> |
| | Appropriations | |
| 500000 | Full Time Salaries | \$ 8,100 |
| 502000 | Fringe Benefits | 14,508 |
| 500350 | Other Employee Payments | <u>63,000</u> |
| | Total Appropriations | <u>\$85,608</u> |

and be it further,

RESOLVED, that no county source funding shall be utilized for the provision of bonuses in the event that DCJS does not provide grant monies for the purposes noted above, the bonuses will be discontinued as the result of a lack of funds, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County District Attorney, the Erie County Executive, Erie County Personnel and the Director of Budget, Management and Finance.
(4-0)

**KATHY KONST
CHAIRPERSON**