

RESOLUTION NO. INTRODUCED BY EXECUTIVE COMMITTEE TO SET THE SALARY FOR THE DISTRICT ATTORNEY

WHEREAS, the compensation of the District Attorney is required by Judiciary Law § 183-a to be “equivalent to that of the county judge in the county in which the district attorney is elected . . .”, and;

WHEREAS, the New York State Legislature formed a Judicial Compensation Commission that was tasked with reviewing statewide judicial salaries and making recommendations on new salary levels for all judges, including County Court Judges, and;

WHEREAS, the Judicial Compensation Committee recommended a 13% increase in the current salary levels of all County Court Judges to be implemented as follows, and, as pertinent to Sullivan County:

COUNTY COURT JUDGES	
Current Salary	Eff. April 1, 2016
\$161,700	\$183,000

WHEREAS, as of April 1, 2016 the salary of the Sullivan County Court Judge has been increased by the Office of Court Administration to \$183,000, and;

WHEREAS, the County Legislature must increase the salary of the District Attorney to comply with state law and the increases of the compensation of the Sullivan County Judge as implemented by the Office of Court Administration and the Judicial Compensation Commission, and

WHEREAS, the County of Sullivan would expect the State of New York to continue to fund mandated salary increases for the District Attorney at 100% from State Funds, otherwise this would be another State imposed unfunded or underfunded mandate, and

WHEREAS, Sullivan County is required to comply with Judiciary Law Section 183-a, and notwithstanding Section C2.02(E) of the Sullivan County Charter, the salary of the District Attorney shall increase or decrease in accordance with the salary stipulated as required to comply with Judiciary Law Section 183-a.

NOW, THEREFORE, BE IT RESOLVED, that the Sullivan County Legislature hereby establishes the annual salary for the District Attorney for the period April 1, 2016 at \$183,000, and

BE IT FURTHER RESOLVED that the County of Sullivan would expect the State of New York to continue to fund mandated salary increases for the District Attorney at 100% from State Funds, otherwise this would be another State imposed unfunded or underfunded mandate, and

BE IT FURTHER RESOLVED that Sullivan County is required to comply with Judiciary Law Section 183-a, and notwithstanding Section C2.02(E) of the Sullivan County Charter, the salary of the District Attorney shall increase or decrease in accordance with the salary stipulated as required to comply with Judiciary Law Section 183-a.

**COMBINED: LEGISLATIVE MEMORANDUM,
CERTIFICATE OF AVAILABILITY OF FUNDS
AND RESOLUTION COVER MEMO**

To: Sullivan County Legislature

Fr: Joshua Potosek, County Manager

Re: Request for Consideration of a Resolution: Set Salary for District Attorney

Date: May 16, 2016

Purpose of Resolution: [Provide a detailed statement of what the Resolution will accomplish, as well as a justification for approval by the Sullivan County Legislature.]

To set the salary for the District Attorney.

Is subject of Resolution mandated? Explain:

Yes pursuant to Judiciary Law §183-a

Does Resolution require expenditure of funds? Yes No

If "Yes", provide the following information:

Amount to be authorized by Resolution: \$21,300.00

Are funds already budgeted? Yes No

If "Yes" specify appropriation code(s): _____

If "No", specify proposed source of funds: Budget Transfer from General Fund

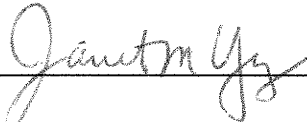
Estimated Cost Breakdown by Source:

County	<u>\$21,300.00</u>	Grant(s)	\$ _____
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State	\$ _____	Other	\$ _____
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Federal Government	\$ _____	(Specify)	_____
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Verified by Budget Office: _____



Does Resolution request Authority to Enter into a Contract? Yes No

If "Yes", provide information requested on Pages 2 and 3.

Request for Authority to Enter into Contract with _____ of _____

Nature of Other Party to Contract: .

Other:

Duration of Contract: From _____ To _____

Is this a renewal of a prior Contract? Yes ___ No ___

If "Yes" provide the following information:

Dates of prior contract(s): From _____ To _____

Amount authorized by prior contract(s): _____

Resolutions authorizing prior contracts (Resolution #s): _____

Future Renewal Options if any:

Is Subject of Contract – i.e. – the goods and/or services Mandated? Yes ___ No ___

If "Yes" cite the mandate's source; describe how this contract satisfies the requirements:

If "No" provide other justification for County to enter into this Contract: [County does not have resources in-house, best source of the subject materials, required by grant, etc.]:

Total Contract Cost for [year or contract period]: (If specific sum is not known state maximum potential cost): _____

Efforts made to find Less Costly alternative:

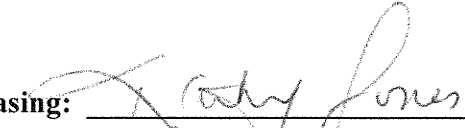

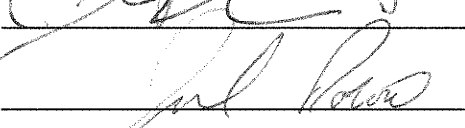
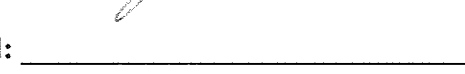
Efforts made to share costs with another agency or governmental entity:

Specify Compliance with Procurement Procedures (Bid, Request for Proposal, Quote, etc.)

Not Applicable

Person(s) responsible for monitoring contract (Title): _____

Pre-Legislative Approvals:

- A. Director of Purchasing:  Date 5/18/16
- B. Management and Budget:  Date 5/18/16
- C. Law Department:  Date 5/18/16
- D. County Manager:  Date 5/18/16
- E. Other as Required: _____ Date _____

Vetted in Executive Committee Committee on 05/19/2016