

**LOCAL LAW NO. 1 OF 2004**

**A LOCAL LAW AMENDING LOCAL LAW NO. 8 OF 1968, KNOWN AS THE ORANGE COUNTY CHARTER, AND LOCAL LAW NO. 10 OF 1969, KNOWN AS THE ORANGE COUNTY ADMINISTRATIVE CODE, AS PREVIOUSLY AMENDED, PROVIDING FOR THE MERGER OF THE DEPARTMENT OF ENVIRONMENTAL FACILITIES AND SERVICES INTO THE DEPARTMENT OF PUBLIC WORKS.**

**BE IT ENACTED**, by the County Legislature of the County of Orange, State of New York as follows:

**SECTION 1. PURPOSE**

This Legislature recognizes the need to merge the Department of Environmental Facilities and Services into the Department of Public Works so as to consolidate management and fiscal oversight.

In order to accomplish this goal, the Orange County Charter and Orange County Administrative Code shall be amended so as to rescind Article XXIV "DEPARTMENT OF ENVIRONMENTAL FACILITIES AND SERVICES" and to transfer all such powers and duties to that of the Commissioner of Public Works under Article VIII "Department of Public Works" of said Charter and Code.

**SECTION 2. AMENDMENTS**

A. Local Law No. 8 of the Year 1968, known as the Orange County Charter, be and hereby is amended as follows:

(i) by amending and restating Article VIII entitled "DEPARTMENT OF PUBLIC WORKS" to read as follows:

**ARTICLE VIII  
DEPARTMENT OF PUBLIC WORKS**

## Section

8.01. Department of Public Works; Commissioner; Appointment; Qualifications; Term.

8.02. Commissioner of Public Works; Powers and Duties.

8.03. Division of Engineering; Deputy Commissioner; Powers and Duties.

8.04. Division of Infrastructure Services; Deputy Commissioner; Powers and Duties.

8.05. Division of Environmental Facilities and Services; Deputy Commissioner; Powers and Duties.

8.06. Division of Aviation; Director.

**Section 8.01. Department of Public Works; Commissioner; Appointment; Qualifications.**

There shall be a Department of Public Works under the direction of a Commissioner of Public Works, who shall be appointed by the County Executive, subject to the approval of the County Legislature. At the time of his appointment, he shall possess, and at all times during his employment shall maintain a license in professional engineering and shall have such other engineering education and administrative experience as deemed appropriate by the County Executive for the responsibilities of his office. He shall be directly responsible to, and serve at the pleasure of, the County Executive.

**Section 8.02. Commissioner of Public Works; Powers and Duties.**

Except as otherwise provided in this Charter, the Commissioner of Public Works shall:

(1) have all the powers and duties of a county engineer, county superintendent of highways and Chief County Environmental Officer, pursuant to the County Law, Highway Law, Town Law, the Environmental Conservation Law, the Public Health Law or other applicable law, rule or regulation;

(2) have charge and supervision of the design, construction, operation, improvement, maintenance, repair, cleaning and lighting of all highways, roads, streets, bridges and grade separation structures, drains and drainage structures, water, potable and non-potable water source, collection, transmission, distribution, treatment, storage and disposal, solid waste management, recycling, sludge, waste-to-energy and other necessary and related facilities, structures, landfills, transfer stations, buildings, plants, tanks, transmission lines, real and physical property, and all other property and facilities related to and required for the performance of his duties, under the jurisdiction of the County;

(3) have charge and supervision of the design, construction and alterations of County buildings, parking areas, drives, walks, and such other structures and facilities in the nature of public works except those as otherwise described in this Charter and in the Administrative Code, under the jurisdiction of the County;

(4) have charge and supervision of the maintenance and repair of all County buildings except Orange County Community College facilities, hospitals and infirmary structures, and have custodial care of the County courthouses and County office buildings, except those as otherwise described in this Charter and in the Administrative Code;

(5) serve as the Chief County sewer, water, refuse disposal and recycling agent, and as such shall have responsibility for any County functions related to water supply and distribution, sanitation, water, solid waste disposal, and recycling and he shall supervise and be the Chief Administrative Officer of all County sewer, water, and refuse disposal districts;

(6) except as may otherwise be provided in the Charter or the Administrative Code, the Commissioner shall have all the powers and perform all the duties now or hereafter conferred or imposed upon him by law, together with such other and related duties required by the County Executive;

(7) subject to provisions of the Civil Service Law, be the appointing authority for the naming of heads of divisions, or organizational units within the department.

**Section 8.03. Division of Engineering; Deputy Commissioner; Powers and Duties; Acting Commissioner of Public Works.**

There shall be within the Department of Public Works a Division of Engineering headed by a Deputy Commissioner of Public Works-Division of Engineering. At the time of his appointment, and at all times during his employment, he shall possess a license in professional engineering and shall have such other engineering education and administrative experience as deemed appropriate by the Commissioner of Public Works. The Department of Public Works - Division of Engineering shall furnish engineering and other services to the County Legislature and such other County departments and agencies as may be directed by the County Executive and the Commissioner of Public Works. The Deputy Commissioner of Public Works-Division of Engineering shall report to and be under the supervision of the Commissioner of Public Works and shall perform such duties as may be assigned by the Commissioner of Public Works and, during the temporary absence or inability of the Commissioner of Public Works, have and exercise all of the powers and duties of the Commissioner of Public Works. In case of a vacancy in the office of Commissioner of Public Works, the Deputy Commissioner of Public Works-Division of Engineering shall perform the duties of the Commissioner of Public Works until a successor is appointed and has qualified.

**Section 8.04. Division of Infrastructure Services; Deputy Commissioner; Powers and Duties.**

There shall be within the Department of Public Works, a Division of Infrastructure Services headed by a Deputy Commissioner of Public Works-Division of Infrastructure Services. He shall be under the supervision of the Commissioner of Public Works, have oversight and report to the Commissioner of Public Works on the maintenance and repair of all County buildings except Orange County Community College facilities, hospitals and infirmary structures. He shall have custodial care of the County courthouses and County office buildings, and shall perform such other duties as may be directed by the Commissioner.

**Section 8.05. Division of Environmental Facilities & Services; Deputy Commissioner; Powers and Duties.**

There shall be within the Department of Public Works a Division of Environmental Facilities and Services headed by a Deputy Commissioner of Public Works-Division of Environmental Facilities and Services. He shall have the powers and duties of a County Environmental Engineer provided in this Charter and Administrative Code and by applicable law. He shall be under the supervision of the Commissioner of Public Works. The Deputy Commissioner, shall have oversight and be responsible to the Commissioner of Public Works for the design, engineering, construction, operation, improvement, maintenance and repair of all structures, water, potable and non-potable water source, collection, transmission and disposal, solid waste management, recycling, sludge, waste-to-energy and other related facilities, structures, landfills, transfer stations, buildings, plants, tanks, transmission lines, real and physical property, and all other related property and facilities related to and required for the performance of his duties.

**Section 8.06. Division of Aviation; Director of Aviation.**

There shall be within the Department of Public Works a Division of Aviation headed by a Director of Aviation. He shall be under the supervision of the Commissioner of Public Works. The

Director shall have oversight and be responsible to the Commissioner of Public Works for the management and operation of all airports of the County of Orange, including the sale of supplies and the rental of space. In addition, he shall also be responsible for custodial duties at such facilities. He shall also be responsible for the construction, maintenance, supervision, repair, alteration, and demolition of all County owned and operated airports and related facilities and perform such other and related duties as required by the Commissioner.

(ii) by deleting Article XXIV entitled "Department of Environmental Facilities and Services" in its entirety.

B. Local Law No. 10 of 1969, known as the Orange County Administrative Code, be and hereby is amended as follows:

(i) by amending and restating Article VIII entitled "DEPARTMENT OF PUBLIC WORKS" to read as follows:

**ARTICLE VIII  
DEPARTMENT OF PUBLIC WORKS**

Section

- 8.01. Department of Public Works; Commissioner; Appointment; Qualifications; Term.
- 8.02. Commissioner of Public Works; Powers and Duties.
- 8.03. Division of Engineering; Deputy Commissioner; Powers and Duties;  
Acting Commissioner of Public Works.
- 8.04. Division of Infrastructure Services; Deputy Commissioner; Powers and Duties.
- 8.05. Division of Environmental Facilities and Services; Deputy Commissioner; Powers and Duties.
- 8.06. Division of Aviation; Director.
- 8.07. Aviation Board; Membership; Appointment; Term; Vacancies.
- 8.08. Aviation Board; Powers and Duties.
- 8.09. Deputy Commissioners of Public Works and Staff; Appointment; Revocation
- 8.10. Acting Commissioner of Public Works.
- 8.11. Commissioner's Bond.

**Section 8.01. Department of Public Works; Commissioner; Appointment; Qualifications**

There shall be a Department of Public Works under the direction of a Commissioner of Public Works, who shall be appointed by the County Executive, subject to the approval of the County

Legislature. At the time of his appointment, he shall possess a license in professional engineering and shall have such other engineering education and administrative experience as deemed appropriate by the County Executive for the responsibilities of his office. He shall be directly responsible to, and serve at the pleasure of, the County Executive.

### **Section 8.02. Commissioner of Public Works; Powers and Duties.**

The Commissioner of Public Works shall have the following powers and duties in addition to the those powers and duties prescribed in Section 8.02 of the Charter:

(a) contract with public corporations or authorities, or combinations thereof, for such public works services within the County as he may deem advisable within appropriations provided therefor;

(b) assist in advertising and calling for bids for capital projects of the County and in the preparation of specifications therefor;

(c) assist all units of County government in the preparation and development of information for their respective capital projects requests;

(d) authorize the rental by local governments, public corporations or authorities, or combinations thereof, with or without operator, of any public works machinery, tools, equipment and implements as he may deem appropriate, with payment to the County for the rental or hiring of such machinery, tools, equipment or implements by the County, which sums shall be deposited in the County Road Machinery Fund;

(e) authorize the rental by the County of such machinery, tools, equipment and implements as he may deem appropriate, the expense thereof to be payable from the County Road Machinery Fund; and

(f) establish and maintain central gas and oil servicing facilities for all County owned vehicles, and effect repairs and maintenance thereof, all within appropriation provided therefor.

### **Section 8.03. Division of Engineering; Deputy Commissioner; Powers and Duties; Acting Commissioner of Public Works.**

There shall be within the Department of Public Works a Division of Engineering headed by a Deputy Commissioner of Public Works-Division of Engineering. Among his powers and duties, and in addition to those prescribed in Section 8.03 of the Charter, he shall perform professional and related engineering and surveying services for the County, supervise the design and construction of all capital projects of the County except as otherwise provided in this Code, employ such special engineering, architectural or technical counsel and incur such expenses necessary in the performance of his duties, all within appropriations provided therefor, and, except as may otherwise be provided in the Charter or this Code, perform such other and related duties required by the Commissioner.

### **Section 8.04. Division of Infrastructure Services; Deputy Commissioner; Powers and Duties.**

There shall be within the Department of Public Works, a Division of Infrastructure Services headed by a Deputy Commissioner of Public Works-Division of Infrastructure Services. Among his powers and duties, and in addition to those prescribed in Section 8.05 of the Charter, except as

otherwise provided in the Charter or this Code, he shall be responsible for the construction, maintenance, supervision, custodial care, repair, alteration and demolition of all County buildings and related grounds. The provision of Section 8.05 of the Charter requiring that the Director perform such other duties as may be directed by the County Executive is hereby amended to provide that, except as may otherwise be provided in this Charter or the Administrative Code, he shall perform such other and related duties required by the Commissioner.

**Section 8.05. Division of Environmental Facilities and Services;  
Deputy Commissioner; Powers and Duties.**

There shall be within the Department of Public Works a Division of Environmental Facilities and Services headed by a Deputy Commissioner of Public Works-Division of Environmental Facilities and Services. He shall have the powers and duties of a County Environmental Engineer provided in this Charter and Administrative Code and by applicable law. The Deputy Commissioner of Public Works - Division of Environmental Facilities and Services shall have oversight and report to the Commissioner of Public Works on the design, engineering, construction, operation, improvement, maintenance and repair of all structures, water, potable and non-potable water source, collection, transmission and disposal, solid waste management, recycling, sludge waste-to-energy and other related facilities, structures, landfills, transfer stations, buildings, plants, tanks, transmission lines, real and physical property, and all other property and facilities related to and required for the performance of his duties, and shall perform such other and related duties as required by the Commissioner.

**Section 8.06. Division of Aviation; Director of Aviation; Powers and Duties.**

There shall be within the Department of Public Works a Division of Aviation under the direction of a Director of Aviation, who shall be appointed in the manner, subject to the conditions and for the term prescribed in Section 8.09 of this Code. Among his powers and duties, and in addition to those prescribed in Section 8.06 of the Charter, he shall have oversight and be responsible for the construction, maintenance, supervision, repair, alteration, and demolition of all County owned and operated airports and related facilities and, perform such other and related duties required by the Commissioner.

**Section 8.07. Aviation Board; Membership; Appointment; Term; Vacancies.**

There shall be within the Division of Aviation an Aviation Board consisting of seven members who shall be appointed by the County Executive. Members of the Board shall serve without compensation, except that the County Legislature may authorize reimbursement for expenses actually incurred by the Board in the performance of its functions. Of the initial members, three shall be appointed for a term of one year, two for a term of two years, and two for a term of three years. Their successors shall be appointed for a term of three years. The Board shall select its own chairman and otherwise organize and reorganize itself in such manner and at such times as it may deem appropriate. Vacancies in membership occurring other than by expiration of terms shall be filled by appointment of the County Executive for the respective unexpired terms.

**Section 8.08. Aviation Board; Powers and Duties.**

Except as otherwise required by law, the Aviation Board shall consider matters relating to the construction, operation, maintenance and demolition of all airports within the County, including supportive and related facilities, and advise the Director of Aviation thereon either at his request or

upon its own initiative, and from time to time make recommendations to him thereupon. The Aviation Board shall be advisory only.

**Section 8.09. Deputy Commissioners of Public Works and Staff; Appointment; Revocation.**

The Commissioner of Public Works may appoint such Deputy Commissioners of Public Works as prescribed by Sections 8.03 through 8.05 of the Charter and Administrative Code and such other employees of his department, including directors and superintendents as shall be authorized by the County Legislature. Such individuals shall be appointed on the basis of his education, experience and qualifications for the office as determined by the County Executive and the Commissioner of Personnel . Each such appointee shall be directly responsible to, and unless otherwise required by law, serve at the pleasure of the Commissioner. Appointments and revocations thereof, shall be in writing and reported to the Commissioner of Personnel and filed with the County Clerk.

**Section 8.10. Acting Commissioner of Public Works.**

The Commissioner of Public Works, subject to the approval of the County Executive, shall designate in writing a line of succession to the office of Acting Commissioner of Public Works in the event of his absence and the absence of the Deputy Commissioner of Public Works- Division of Engineering from the County or inability to perform and exercise the powers and duties of their offices. Such designation shall be filed with the County Clerk and the Clerk of the County Legislature and may be revoked at any time by the Commissioner's filing a new written designation. The Acting Commissioner shall have all the powers and perform all the duties of the Commissioner during the period of his succession or until a new Commissioner shall be appointed pursuant to law and shall qualify to assume that office.

**Section 8.11. Commissioner's Bond.**

The Commissioner of Public Works, and each of his deputies, assistants and employees as the County Legislature may require, shall execute and give a surety bond or official undertaking to the County in a sum fixed by the County Legislature conditioned upon the faithful performance of his duties. Such bond shall be approved as to sufficiency by the County Legislature and as to form by the County Attorney and shall be filed with the County Executive. It shall be a charge upon the County.

(ii) by deleting Article XXIV entitled "Department of Environmental Facilities and Services" in its entirety.

**SECTION 3. EFFECTIVE DATE**

This Local Law amending the Orange County Charter and Administrative Code shall take effect in the manner provided in the Municipal Home Rule Law and upon the completion of the requisite filings and procedures.

Local Law No. 1 of 2004 was passed February 5, 2004 by the following roll call vote:

Ayes:	20
Noes:	0
Absent:	1

Approved by the County Executive: February 25, 2004

Effective: March 5, 2004

### **LOCAL LAW NO. 2 OF 2004**

**A LOCAL LAW AMENDING LOCAL LAW NO. 2 OF 2000, SECTION 5.04 OF THE ORANGE COUNTY CHARTER AND, SECTION 5.06(a) OF THE ORANGE COUNTY ADMINISTRATIVE CODE, ELIMINATING THE REQUIREMENT THAT EVERY CLAIM SUBMITTED FOR THE PAYMENT OF MONIES FOR THE PURCHASE OF ITEMS OTHER THAN SERVICES BE SUPPORTED BY A CERTIFICATION SUBMITTED BY THE CLAIMANT, PURSUANT TO THESE PROVISIONS ALONG WITH NEW YORK COUNTY LAW SECTION 369, AS MADE AND PROVIDED.**

**BE IT ENACTED**, by the County Legislature of the County of Orange, State of New York, as follows:

#### **SECTION 1. LEGISLATIVE FINDINGS AND CONCLUSIONS**

Section 369 of the New York County Law authorizes Counties to require that claims for the payment of money be certified and/or verified by the claimant. That this Legislature has the discretion as to whether or not to make such certification mandatory and under what conditions, if any, such certifications shall be required. Pursuant to said Section 369, the County of Orange enacted Section 5.04 of the Orange County Charter and Section 5.06(a) of the Orange County Administrative Code, which require that claims for the payment of money be certified by the claimant in the form of a "vendor certification." The County Executive, by and through the Commissioner of Finance has now determined that with respect to all purchases made for other than services, such "vendor certification" is no longer necessary, and the elimination of said requirement will reduce the man-hours necessary to process requests for payments, expedite the processing of such claims and remittance of such payments to the County's vendors.

Therefore, the County Executive recommends to this Legislature that the "vendor certification" requirement be eliminated as to all non-service related procurements. Furthermore, that this Legislature does wish to extend the exemption previously granted pursuant to Local Law No. 2 of 2000 as well as amend the Orange County Charter and Administrative Code, so as to provide an exemption for all non-service related procurements from the aforementioned "vendor certification" requirements as contained therein.

#### **SECTION 2. LOCAL LAW AMENDMENT**

**A.** Local Law No. 2 of 2000, which previously amended Local Law No. 8 of the Year 1968, known as the Orange County Charter, be and hereby is amended as follows:

##### **(i) Section 2. CHARTER AMENDMENT**

Section 5.04 of the Orange County Charter is hereby amended by adding to the last sentence of the last paragraph: " however, the certification requirement shall not apply to public utilities or non-service related procurements."



**B.** Local Law No. 2 of 2000, which previously amended Local Law No. 10 of the Year 1969, known as the Orange County Administrative Code, be and hereby is amended as follows:

(i) **Section 3. ADMINISTRATIVE CODE AMENDMENT**

Section 5.06(a)(1) of the Orange County Administrative Code shall be amended to read as follows:

with respect to services only, it shall be verified by or on behalf of the claimant that it is just, true and correct, that the services with respect to which such claim is made was of the quantity and quality stated therein and was actually performed, that the amount(s) charged is in accordance with the contract or agreement, if any, or, in the absence thereof, that it is reasonable and does not exceed the prevailing fair market price or rate, that no part of said charge(s) has been paid and that there are no setoffs or counterclaims existing with respect thereto;

**SECTION 3. EFFECTIVE DATE**

This Local Law amending Local Law No. 2 of 2000 and the Orange County Charter and Orange County Administrative Code shall take effect in the manner provided in the Municipal Home Rule Law and upon the completion of the requisite filings and procedures.

Local Law No. 2 of 2004 was passed June 3, 2004 by the following roll call vote:

Ayes:	20
Noes:	0
Absent:	1

Approved by the County Executive: June 24, 2004

Effective: July 6, 2004

**LOCAL LAW NO. 3 OF 2004**

**A LOCAL LAW PROVIDING FOR LEASE OF REAL PROPERTY AT THE ORANGE COUNTY AIRPORT.**

**BE IT ENACTED** by the County Legislature of the County of Orange, State of New York as follows:

**Section 1. Purpose.**

The purpose of this Local Law is to supersede that portion of the New York State General Municipal Law Section 352, Subdivision 5, which requires that a Public Hearing on notice be held prior to the lease of real property at a public airport. The effect of this enactment will be to remove a cumbersome, costly and inefficient procedure for the rental of hangar space and other airport facilities, to simplify leasing procedures and enhance the efficient operation of the Airport.

**Section 2. Hearing on Notice Not Required.**

The County Executive of the County of Orange is authorized to enter into leases of real property at the Orange County Airport for airport use and purposes, on such terms and conditions as he/she shall determine to be in the best interests of the County without the necessity of a prior Public Hearing.

**Section 3.** This Local Law shall supersede Section 352 of the General Municipal Law to the extent that it is inconsistent therewith.

**Section 4. Effective Date.**

This Local Law shall take effect as provided in Section 24 of the Municipal Home Rule Law.

Local Law No. 3 of 2004 was passed June 3, 2004 by the following roll call vote:

Ayes:	13
Noes:	7
Absent:	1

Approved by the County Executive: June 24, 2004

Effective: August 23, 2004

**LOCAL LAW NO. 4 OF 2004****A LOCAL LAW FIXING THE COMPENSATION FOR THE LEGISLATORS OF THE ORANGE COUNTY LEGISLATURE TO BE EFFECTIVE FOR THE TERM COMMENCING ON JANUARY 1, 2006, PURSUANT TO SECTION 2.02(s) OF THE ORANGE COUNTY CHARTER.**

Be it enacted by the County Legislature of the County of Orange, State of New York as follows:

Section 1. The purpose of this local law is to fix the compensation for the Legislators of the Orange County Legislature in accordance with the findings of the Condrey and Associates, Inc. Report prepared in May, 2004 on job classifications and a compensation plan for elected officials and management employees. The Condrey Report recommends that the salary for elected officials be a percentage of the salary for the position of New York State Supreme Court Judge so that equitable adjustments can be made in accordance with New York State guidelines.

Section 2. By Act No. 21 of 2004, this Legislature adopted the Condrey compensation plan for elected officials subject to the adoption of local laws as required by applicable law.

Section 3. Effective January 1, 2006, the annual compensation for the Legislators of the Orange County Legislature shall be \$24,606, representing 18% of the annual salary (\$136,700) for a New York State Supreme Court Judge. Thereafter, the salary shall be increased as set forth in the following schedule:

January 1, 2007	\$25,467.
January 1, 2008	\$26,358.
January 1, 2009	\$27,281.

Section 4. Said salary for the Legislators of the Orange County Legislature shall be adjusted during the calendar year 2008 for the years 2010 through 2013 to commence at 18% of the salary for the position of New York State Supreme Court Judge, but in no instance shall be reduced from the previous year.

Section 5. This Local Law shall take effect as provided by the New York State Municipal Home Rule Law and upon completion of the requisite filings and procedures.

Local Law No. 4 of 2004 was passed September 2, 2004 by the following roll call vote:

Ayes:	17
Noes:	3
Absent:	1

Approved by the County Executive: September 24, 2004

Effective: October 1, 2004

### **LOCAL LAW NO. 5 OF 2004**

#### **A LOCAL LAW FIXING THE COMPENSATION FOR THE CHAIRPERSON OF THE ORANGE COUNTY LEGISLATURE TO BE EFFECTIVE FOR THE TERM COMMENCING ON JANUARY 1, 2006, PURSUANT TO SECTION 2.02(s) OF THE ORANGE COUNTY CHARTER.**

Be it enacted by the County Legislature of the County of Orange, State of New York as follows:

Section 1. The purpose of this local law is to fix the compensation for Chairperson of the Orange County Legislature in accordance with the findings of the Condrey and Associates, Inc. Report prepared in May, 2004 on job classifications and a compensation plan for elected officials and management employees. The Condrey Report recommends that the salary for elected officials be a percentage of the salary for the position of New York State Supreme Court Judge so that equitable adjustments can be made in accordance with New York State guidelines.

Section 2. By Act No. 21 of 2004, this Legislature adopted the Condrey compensation plan for elected officials subject to the adoption of local laws as required by applicable law.

Section 3. Effective January 1, 2006, the annual compensation for the Chairperson of the Orange County Legislature shall be \$41,010 representing 30% of the annual salary (\$136,700) for a New York State Supreme Court Judge. Thereafter, the salary shall be increased as set forth in the following schedule:

January 1, 2007	\$42,445.
January 1, 2008	\$43,931.
January 1, 2009	\$45,468.

Section 4. Said salary for the Chairperson of the Orange County Legislature shall be adjusted during the calendar year 2008 for the years 2010 through 2013 to commence at 30% of the salary for the position of New York State Supreme Court Judge, but in no instance shall be reduced from the previous year.

Section 5. This Local Law shall take effect as provided by the New York State Municipal Home Rule Law and upon completion of the requisite filings and procedures.

Local Law No. 5 of 2004 was passed September 2, 2004 by the following roll call vote:

Ayes:	17
Noes:	3
Absent:	1

Approved by the County Executive: September 24, 2004

Effective: October 1, 2004

### LOCAL LAW NO. 6 OF 2004

#### **A LOCAL LAW FIXING THE COMPENSATION FOR THE MAJORITY AND MINORITY LEADERS OF THE ORANGE COUNTY LEGISLATURE TO BE EFFECTIVE FOR THE TERM COMMENCING ON JANUARY 1, 2006, PURSUANT TO SECTION 2.02(s) OF THE ORANGE COUNTY CHARTER.**

Be it enacted by the County Legislature of the County of Orange, State of New York as follows:

Section 1. The purpose of this local law is to fix the compensation for the Majority and Minority Leaders of the Orange County Legislature in accordance with the findings of the Condrey and Associates, Inc. Report prepared in May, 2004 on job classifications and a compensation plan for elected officials and management employees. The Condrey Report recommends that the salary for elected officials be a percentage of the salary for the position of New York State Supreme Court Judge so that equitable adjustments can be made in accordance with New York State guidelines.

Section 2. By Act No. 21 of 2004, this Legislature adopted the Condrey compensation plan for elected officials subject to the adoption of local laws as required by applicable law.

Section 3. Effective January 1, 2006, the annual compensation for the Majority and Minority Leaders of the Orange County Legislature shall be \$30,074, representing 22% of the annual salary (\$136,700) for a New York State Supreme Court Judge. Thereafter, the salary shall be increased as set forth in the following schedule:

January 1, 2007	\$31,127.
January 1, 2008	\$32,216.
January 1, 2009	\$33,344.

Section 4. Said salary for the Majority and Minority Leaders of the Orange County Legislature shall be adjusted during the calendar year 2008 for the years 2010 through 2013 to commence at

22% of the salary for the position of New York State Supreme Court Judge, but in no instance shall be reduced from the previous year.

Section 5. This Local Law shall take effect as provided by the New York State Municipal Home Rule Law and upon completion of the requisite filings and procedures.

Local Law No. 6 of 2004 was passed September 2, 2004 by the following roll call vote:

Ayes:	17
Noes:	3
Absent:	1

Approved by the County Executive: September 24, 2004

Effective: October 1, 2004

### **LOCAL LAW NO. 7 OF 2004**

#### **A LOCAL LAW FIXING THE COMPENSATION FOR THE CHAIRPERSONS OF THE STATUTORY COMMITTEES OF THE ORANGE COUNTY LEGISLATURE TO BE EFFECTIVE FOR THE TERM COMMENCING ON JANUARY 1, 2006, PURSUANT TO SECTION 2.02(s) OF THE ORANGE COUNTY CHARTER.**

Be it enacted by the County Legislature of the County of Orange, State of New York as follows:

Section 1. The purpose of this local law is to fix the compensation for the chairpersons of the statutory committees of the Orange County Legislature in accordance with the findings of the Condrey and Associates, Inc. Report prepared in May, 2004 on job classifications and a compensation plan for elected officials and management employees. The Condrey Report recommends that the salary for elected officials be a percentage of the salary for the position of New York State Supreme Court Judge so that equitable adjustments can be made in accordance with New York State guidelines.

Section 2. By Act No. 21 of 2004, this Legislature adopted the Condrey compensation plan for elected officials subject to the adoption of local laws as required by applicable law.

Section 3. Effective January 1, 2006, the annual compensation for the Chairpersons of the statutory committees for the Orange County Legislature shall be \$27,340 representing 20% of the annual salary (\$136,700) for a New York State Supreme Court Judge. Thereafter, the salary shall be increased as set forth in the following schedule:

January 1, 2007	\$28,297.
January 1, 2008	\$29,287.
January 1, 2009	\$30,313.

Section 4. Said salary for the Chairpersons for the Statutory Committees of the Orange County Legislature shall be adjusted during the calendar year 2008 for the years 2010 through

2013 to commence at 20% of the salary for the position of New York State Supreme Court Judge, but in no instance shall be reduced from the previous year.

Section 5. This Local Law shall take effect as provided by the New York State Municipal Home Rule Law and upon completion of the requisite filings and procedures.

Local Law No. 7 of 2004 was passed September 2, 2004 by the following roll call vote:

Ayes:	16
Noes:	4
Absent:	1

Approved by the County Executive: September 24, 2004

Effective: October 1, 2004

### **LOCAL LAW NO. 8 OF 2004**

#### **A LOCAL LAW FIXING THE COMPENSATION FOR THE COUNTY EXECUTIVE OF ORANGE COUNTY TO BE EFFECTIVE FOR THE TERM COMMENCING ON JANUARY 1, 2006, PURSUANT TO SECTION 201 OF THE N.Y.S. COUNTY LAW.**

Be it enacted by the County Legislature of the County of Orange, State of New York as follows:

Section 1. The purpose of this local law is to fix the compensation for the County Executive of Orange County in accordance with the findings of the Condrey and Associates, Inc. Report prepared in May, 2004 on job classifications and a compensation plan for elected officials and management employees. The Condrey Report recommends that the salary for elected officials be a percentage of the salary for the position of New York State Supreme Court Judge so that equitable adjustments can be made in accordance with New York State guidelines.

Section 2. By Act No. 21 of 2004, this Legislature adopted the Condrey compensation plan for elected officials subject to the adoption of local laws as required by applicable law.

Section 3. Effective January 1, 2006, the annual compensation for the County Executive of Orange County shall be \$150,370, representing 110% of the annual salary (\$136,700) for a New York State Supreme Court Judge. Thereafter, the salary shall be increased as set forth in the following schedule:

January 1, 2007	\$155,633.
January 1, 2008	\$161,080.
January 1, 2009	\$166,718.

Section 4. Said salary for the County Executive of Orange County shall be adjusted during the calendar year 2008 for the years 2010 through 2013 to commence at 110% of the salary for the position of New York State Supreme Court Judge, but in no instance shall be reduced from the previous year.

Section 5. This Local Law shall take effect as provided by the New York State Municipal Home Rule Law and upon completion of the requisite filings and procedures.

Local Law No. 8 of 2004 was passed September 2, 2004 by the following roll call vote:

Ayes:	17
Noes:	3
Absent:	1

Approved by the County Executive: September 24, 2004

Effective: October 1, 2004

### LOCAL LAW NO. 9 OF 2004

#### **A LOCAL LAW FIXING THE COMPENSATION FOR THE COUNTY CLERK OF ORANGE COUNTY TO BE EFFECTIVE FOR THE TERM COMMENCING AS OF JANUARY 1, 2006, PURSUANT TO SECTION 201 OF THE N.Y.S. COUNTY LAW.**

Be it enacted by the County Legislature of the County of Orange, State of New York as follows:

Section 1. The purpose of this local law is to fix the compensation for the County Clerk of Orange County in accordance with the findings of the Condrey and Associates, Inc. Report prepared in May, 2004 on job classifications and a compensation plan for elected officials and management employees. The Condrey Report recommends that the salary for elected officials be a percentage of the salary for the position of New York State Supreme Court Judge so that equitable adjustments can be made in accordance with New York State guidelines.

Section 2. By Act No. 21 of 2004, this Legislature adopted the Condrey compensation plan for elected officials subject to the adoption of local laws as required by applicable law.

Section 3. Effective January 1, 2006, the annual compensation for the County Clerk of Orange County shall be \$88,855, representing 65% of the annual salary (\$136,700) for a New York State Supreme Court Judge. Thereafter, the salary for the County Clerk shall be increased as set forth in the following schedule:

January 1, 2007	\$91,965.
January 1, 2008	\$95,184.
January 1, 2009	\$98,515.

Section 4. Said salary for the County Clerk of Orange County shall be adjusted during the calendar year 2008 for the years 2010 through 2013 to commence at 65% of the salary for the position of New York State Supreme Court Judge, but in no instance shall be reduced from the previous year.

Section 5. This Local Law shall take effect as provided by the New York State Municipal Home Rule Law and upon completion of the requisite filings and procedures.

Local Law No. 9 of 2004 was passed September 2, 2004 by the following roll call vote:

Ayes:	17
Noes:	3
Absent:	1

Approved by the County Executive: September 24, 2004

Effective: October 1, 2004

### **LOCAL LAW NO. 10 OF 2004**

#### **A LOCAL LAW FIXING THE COMPENSATION FOR THE DISTRICT ATTORNEY OF ORANGE COUNTY TO BE EFFECTIVE FOR THE TERM COMMENCING AS OF JANUARY 1, 2006, PURSUANT TO SECTION 183-a OF THE N.Y.S. JUDICIARY LAW.**

Be it enacted by the County Legislature of the County of Orange, State of New York as follows:

Section 1. Pursuant to New York State Judiciary Law Section 183-a, the District Attorney of Orange County shall receive an annual salary equivalent to that of a county judge in Orange County and may also receive additional compensation as the Orange County Legislature may provide by local law.

Section 2. The purpose of this local law is to provide additional compensation for the District Attorney of Orange County in accordance with the findings of the Condrey and Associates, Inc. Report ("Condrey Report") prepared in May, 2004 on job classifications and a compensation plan for elected officials and management employees.

Section 3. The Condrey Report recommends that the salary for the position of the Orange County District Attorney be 100% of the salary for the position of New York State Supreme Court Judge (\$136,700) making equitable adjustments in accordance with New York State guidelines.

Section 4. By Act No. 21 of 2004, this Legislature adopted the Condrey compensation plan for elected officials subject to the adoption of local laws as required by applicable law.

Section 5. Effective January 1, 2006, the annual compensation for the position of District Attorney of Orange County shall be \$136,700, representing a base salary of \$125,600 as provided by state law (N.Y.S. Judiciary Law Section 183-a) and additional compensation of \$11,100 as provided by this Legislature.

Section 6. If, during his or her term of office (2006-2009), the state increases the annual salary for the Orange County District Attorney from \$125,600 to \$136,700 or more, then the additional compensation as provided for by this local law (\$11,100) shall terminate. However, if, during said term, the State increases the annual salary to more than \$125,600 but less than \$136,700, then the Commissioner of Finance is directed to pay to the District Attorney the difference between the new state established salary and the \$136,700 salary established by this local law.



Section 7. During the calendar year 2008, this Legislature shall review the salary for the position of District Attorney for the years 2010 through 2013 and make appropriate adjustment so that the salary for said position shall commence at 100% of the salary for the position of New York State Supreme Court Judge.

Section 8. This Local Law shall take effect as provided by the New York State Municipal Home Rule Law and upon completion of the requisite filings and procedures.

Local Law No. 10 of 2004 was passed September 2, 2004 by the following roll call vote:

Ayes:	17
Noes:	3
Absent:	1

Approved by the County Executive: September 24, 2004

Effective: October 1, 2004

### LOCAL LAW NO. 11 OF 2004

**A LOCAL LAW FURTHER AMENDING LOCAL LAW NO. 8 OF THE YEAR 1972 ENTITLED "A LOCAL LAW FIXING THE COMPENSATION OF THE COMMISSIONERS OF ELECTIONS," AS LAST AMENDED BY LOCAL LAW NO. 6 OF 2001, BY INCREASING THE COMPENSATION OF SUCH COMMISSIONERS OF ELECTIONS.**

**BE IT ENACTED** by the County Legislature of the County of Orange, State of New York as follows:

**Section 1.** Section 1 of Local Law No. 8 of the year 1972 entitled "A LOCAL LAW FIXING THE COMPENSATION OF THE COMMISSIONERS OF ELECTIONS," as last amended by Local Law No. 6 of 2001, is hereby amended by adding the following salary schedule:

2005	\$60,198.00
2006	\$62,305.00
2007	\$64,486.00
2008	\$66,743.00

**Section 2.** Said annual salaries for the Commissioners of Elections of the County of Orange, as increased pursuant to Section 1 hereof, shall be payable from January 1, 2005.

**Section 3.** This Local Law shall supersede Section 352 of the General Municipal Law to the extent that it is inconsistent therewith.

**Section 4.** This Local Law shall take effect as provided by the New York State Municipal Home Rule Law and upon completion of the requisite filings and procedures.

Local Law No. 11 of 2004 was passed September 2, 2004 by the following roll call vote:

Ayes: 16  
 Noes: 3  
 Abstained: 1  
 Absent: 1

Approved by the County Executive: September 24, 2004

Effective: October 1, 2004

### LOCAL LAW NO. 12 OF 2004

#### **A LOCAL LAW FIXING THE COMPENSATION FOR THE CHIEF ADMINISTRATIVE CORONER AND CORONERS OF ORANGE COUNTY TO BE EFFECTIVE AS OF JANUARY 1, 2006, PURSUANT TO SECTION 201 OF THE N.Y.S. COUNTY LAW.**

Be it enacted by the County Legislature of the County of Orange, State of New York as follows:

Section 1. The purpose of this local law is to fix the compensation for the Chief Administrative Coroner and Coroners of Orange County in accordance with the findings of the Condrey and Associates, Inc. Report prepared in May, 2004 on job classifications and a compensation plan for elected officials and management employees. The Condrey Report recommends that the salary for elected officials be a percentage of the salary for the position of New York State Supreme Court Judge so that equitable adjustments can be made in accordance with New York State guidelines.

Section 2. By Act No. 21 of 2004, this Legislature adopted the Condrey compensation plan for elected officials subject to the adoption of local laws as required by applicable law.

Section 3. Effective January 1, 2006, the annual compensation for the Chief Administrative Coroner and Coroners of Orange County shall be \$16,404 and \$13,670, respectively, representing 12% and 10% of the annual salary (\$136,700) for a New York State Supreme Court Judge. Thereafter, the salary shall be increased as set forth in the following schedule:

For the Chief Administrative Coroner:

January 1, 2007	\$16,978.
January 1, 2008	\$17,572.
January 1, 2009	\$18,187.

For the Coroners:

January 1, 2007	\$14,148.
January 1, 2008	\$14,644.
January 1, 2009	\$15,156.

Section 4. Said salaries for the Chief Administrative Coroner and Coroners of Orange County shall be adjusted during the calendar year 2008 for the years 2010 through 2013 to commence at

12% and 10% of the salary for the position of New York State Supreme Court Judge, but in no instance shall be reduced from the previous year.

Section 5. This Local Law shall take effect and shall be subject to referendum on petition as provided in Section 24 of the New York State Municipal Home Rule Law.

Local Law No. 12 of 2004 was passed September 2, 2004 by the following roll call vote:

Ayes:	16
Noes:	3
Abstained:	1
Absent:	1

Approved by the County Executive: September 24, 2004

Effective: November 15, 2004

### **LOCAL LAW NO. 13 OF 2004**

#### **A LOCAL LAW FIXING THE COMPENSATION FOR THE SHERIFF OF ORANGE COUNTY, PURSUANT TO SECTION 201 OF THE N.Y.S. COUNTY LAW.**

Be it enacted by the County Legislature of the County of Orange, State of New York as follows:

Section 1. The purpose of this local law is to fix the compensation for the Sheriff of Orange County in accordance with the findings of the Condrey and Associates, Inc. Report prepared in May, 2004 on job classifications and a compensation plan for elected officials and management employees. The Condrey Report recommends that the salary for elected officials be a percentage of the salary for the position of New York State Supreme Court Judge so that equitable adjustments can be made in accordance with New York State guidelines.

Section 2. By Act No. 21 of 2004, this Legislature adopted the Condrey compensation plan for elected officials subject to the adoption of local laws as required by applicable law.

Section 3. Effective January 1, 2006, the annual compensation for the Orange County Sheriff shall be \$95,690, representing 70% of the annual salary (\$136,700) for a New York State Supreme Court Judge. Thereafter, the salary for the Sheriff shall be increased as set forth in the following schedule:

January 1, 2007	\$ 99,039.
January 1, 2008	\$102,506.
January 1, 2009	\$106,093.
January 1, 2010	\$109,806.

Section 4. Said salary for the Orange County Sheriff shall be adjusted during the calendar year 2009 for the years 2011 through 2014 to commence at 70% of the salary for the position of New York State Supreme Court Judge, but in no instance shall be reduced from the previous year.

Section 5. This Local Law shall take effect and shall be subject to referendum on petition as provided in Section 24 of the New York State Municipal Home Rule Law.

Local Law No. 13 of 2004 was passed September 2, 2004 by the following roll call vote:

Ayes:	12
Noes:	8
Absent:	1

Approved by the County Executive: September 24, 2004

Effective: November 15, 2004