

Establishing And Reporting The Standard Work Day For Elected And Appointed Officials

Referred to: The Ways and Means Committee (Chairman Gerentine and Legislators Briggs, Allen, Bartels, Belfiglio, Maio and Maloney)

Chairman of the Ways and Means Committee, Richard Gerentine, and Deputy Chairman Thomas Briggs, offer the following:

WHEREAS, the New York State Comptroller is authorized by Sections 34 and 334 of the Retirement and Social Security Law to adopt rules and regulations for reporting the service and salary information for all employees of participating employers in the New York State and Local Employees' Retirement System ("Retirement System"); and

WHEREAS, Ulster County is a participating employer in the Retirement System; and

WHEREAS, the New York State Comptroller has promulgated Regulation 315.4 which imposes certain reporting requirements for elected and appointed officials of participating employers, and requires the governing board of each participating employer to adopt a resolution establishing a standard work day for each elected or appointed official; and

WHEREAS, among the requirements for employers are a more detailed description of a Standard Work Day along with a Legislative resolution establishing and reporting such Standard Work Day, public posting of the Resolution, and submission of the Resolution to the New York State Retirement System; and

WHEREAS, pursuant to Regulation 315.4, in the event that elected or appointed officials do not participate in an employer's time keeping system, they are required to keep a record of activities (ROA) for a three month period and submit it to the clerk of the governing board within 180 days of taking office; and

WHEREAS, each of the elected or appointed officials listed in this resolution have kept records of their actual time (ROA) worked in their current position for the required ninety days or signed a recertification of a previous ROA or taken part in the Ulster County time keeping system; now, therefore, be it

RESOLVED, that the Ulster County Legislature hereby establishes the following as Standard Work Days for these elected and appointed officials who are not covered by a collective bargaining agreement, and will report the following days worked to the New York State and Local Employees' Retirement System based on the established time keeping system or the record of activities (ROA) maintained and submitted to the Clerk of the Legislature:

Resolution No. 372 September 19, 2017

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And Appointed Officials**

E or A	Title	Last	First	Standard Day	Term	Days per month	Participates in time keeping system
E	Legislator	Rodriguez	Hector	6	1/1/2016- 12/31/2017	14.68	no
A	Assistant DA	Blackmond	Dana	6	1/1/2016- 12/31/2019	13.36 16.33	no
A	Assistant DA	Martuscello	Daniel	6	1/1/2016- 12/31/2019	16.49	no

E= Elected
A= Appointed
* = Tier 1

and, be it further

RESOLVED, the Clerk of the Ulster County Legislature shall post a copy of this resolution on the County's website or official sign-board of the County for a period of not less than 30 days; and, be it further

RESOLVED, the Clerk of the Ulster County Legislature shall file a certified copy of this resolution along with an affidavit of posting with the Office of the New York State Comptroller within 45 days of the adoption of this resolution,

and move its adoption.

ADOPTED AS AMENDED BY THE FOLLOWING VOTE:

AYES: 22 NOES: 0
(Absent: Legislator Fabiano)

Postponed in Committee for One Week: Ways and Means on September 13, 2017

Passed Committee: Ways and Means as amended on September 19, 2017

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FINANCIAL IMPACT:

NONE

Legislator Gerentine motioned, seconded by Legislator Loughran, to insert the correct number of days per month worked for Legislator Rodriguez and Assistant DA Dana Blackmond as indicated above in bold font.

MOTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 22 NOES: 0
(Absent: Legislator Fabiano)

STATE OF NEW YORK

ss:

COUNTY OF ULSTER

I, the undersigned Clerk of the Legislature of the County of Ulster, hereby certify that the foregoing resolution is the original resolution adopted by the Ulster County Legislature on the 19th Day of September in the year Two Thousand and Seventeen, and said resolution shall remain on file in the office of said clerk.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the County of Ulster this 20th Day of September in the year Two Thousand and Seventeen.

[s] Victoria A. Fabella
Victoria A. Fabella, Clerk
Ulster County Legislature

Submitted to the County Executive this
20th Day of September, 2017.

Approved by the County Executive this
26th Day of September, 2017.

[s] Victoria A. Fabella
Victoria A. Fabella, Clerk
Ulster County Legislature

[s] Michael P. Hein
Michael P. Hein, County Executive