

# Warren County Board of Supervisors

## RESOLUTION NO. 186 OF 2012

**Resolution introduced by Supervisors Monroe, Bentley, Thomas, Girard, Sokol, Wood and Frasier**

**SUPPORTING SENATE BILL NO. 4478 AND ASSEMBLY BILL NO. 8115, OR A REASONABLE COMBINATION THEREOF, TO ENABLE AN APPROPRIATE APPROACH TO MANDATE RELIEF BY SUSPENDING OR REPEALING THE TRIBOROUGH AMENDMENT TO THE NEW YORK STATE CIVIL SERVICE LAW**

WHEREAS, New York State and Local Governments within New York State are facing an unprecedented fiscal crisis fueled by the National economic recession, and burdened by some of the nation's highest real property tax rates and State mandates; and

WHEREAS, the Triborough Amendment to the New York State Civil Service Law precludes public employers from altering any provision of an expired collective bargaining agreement following expiration of the agreement until a new agreement is reached including step-up wage increases, salary adjustments and vacation and shift differentials, and which restriction can hamper negotiations toward the development of new collective bargaining agreements and can place undue and unfunded costs upon local governments; and

WHEREAS, proposed New York State Senate Bill No. 4478 and proposed New York State Assembly Bill No. 8115 would, if enacted, repeal and/or suspend the Triborough Amendment of the New York State Civil Service Law and afford needed financial relief to local governments; and

WHEREAS, proposed Senate Bill No. 4478 in particular would enact a new provision of the New York State General Municipal Law and New York State Civil Service Law including a freeze of public employee wages following expiration of a collective bargaining agreement and would provide, in particular, "any municipal corporation, by local law of a governing body of a municipal corporation may freeze and suspend for a period of not more than one (1) year, all increases in salary or wages of employees of the municipal corporation, which would otherwise take effect after the effective date of this section, pursuant to collective bargaining agreements, other analogous contracts or interest arbitration awards, now in

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existence or hereafter entered into. Additionally, any municipal corporation, by local law of the governing body of the municipal corporation, may further freeze and suspend for a period of not more than one (1) year, all increased payments for holiday and vacation differentials, shift differentials, salary adjustments according to plan and step-ups or increments for such employees”, and

WHEREAS, the Warren County Board of Supervisors maintains that the enactment of the Senate Bill No. 4478 and Assembly Bill No. 8115 or a reasonable combination thereof, will serve to provide local governments with desperately needed mandate relief and will allow local governments to continue to provide adequate and necessary infrastructure and core services for residents while the local governments negotiate new collective bargaining agreements and will serve to help stabilize real property tax rates, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors does hereby express its support of the enactment of Senate Bill No. 4478 and Assembly Bill No. 8115, or a reasonable combination of both Bills which will enable an appropriate approach to mandate relief by repealing and/or suspending the Triborough Amendment to the New York State Civil Service Law, and be it further

RESOLVED, that the Clerk of the Board of Supervisors be, and hereby is, authorized and directed to forward copies of this resolution to the New York State Association of Counties; Governor Andrew M. Cuomo; New York State Senate Leader Dean Skelos; New York State Assembly Leader Sheldon Silver; Senator Elizabeth O’C. Little; and Assemblywoman Teresa Sayward.