

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County City Town Village
(Select one:)

of Plattsburgh

Local Law No. 2 of the year 20 21

A local law adding Part 4 "Public Safety Management Compensation" inclusive of Article XXX entitled
(Insert Title)
"Police and Fire Management Compensation" to Chapter 52 "Emergency Services" to the
City Code of the City of Plattsburgh.

Be it enacted by the Common Council of the
(Name of Legislative Body)

County City Town Village
(Select one:)

of Plattsburgh as follows:

Be it enacted by the Common Council of the City of Plattsburgh as follows:

1. Part 4 "Public Safety Management Compensation" inclusive of Article XXX entitled "Police and Fire Management Compensation" will be added to Chapter 52 "Emergency Services" to the City Code of the City of Plattsburgh and will read as follows:

§ 52-286 Police Department Management Compensation

a. The Chief, Captain(s) and Lieutenant(s) of the Police Department shall receive the salary and benefits provided under this Article.

i. The Chief, Captain(s) and Lieutenant(s) of the Police Department shall receive tuition payment benefits, health insurance, health insurance buyout, retirement health insurance, and retirement benefits in accordance with, and subject to the conditions set forth in, the provisions of the collective bargaining agreement negotiated by the City with the public employee organization representing Police Sergeants employed by the City.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

ii. The Chief, Captain(s) and Lieutenant(s) of the Police Department shall receive and accrue vacation leave, sick leave, cash payment for unused sick leave, annual voluntary liquidation of sick leave, personal leave, holiday pay, clothing allowance, education incentives, travel reimbursement and bereavement leave in accordance with, and subject to the conditions set forth in, the provisions of the collective bargaining agreement negotiated by the City with the public employee organization representing Police Sergeants employed by the City.

iii. The Chief, Captain(s) and Lieutenant(s) of the Police Department, as exempt employees, shall not earn or accrue overtime or compensatory time.

iv. The base salary of Lieutenant(s) of the Police Department shall be at least \$7,000.00 higher than the base salary set forth in the collective bargaining agreement for a Police Sergeant with the same years of service with the City.

v. The base salary of Captain(s) of the Police Department shall be at least \$10,000.00 higher than the base salary set forth in the collective bargaining agreement for a Police Sergeant with the same years of service with the City.

vi. The base salary of the Chief of the Police Department shall be at least \$20,000.00 higher than the base salary set forth in the collective bargaining agreement for a Police Sergeant with the same years of service with the City.

vii. The Chief, Captain(s) and Lieutenant(s) of the Police Department shall be subject to the City's drug and alcohol testing policy as set forth in the collective bargaining agreement negotiated by the City with the public employee organization representing Police Sergeants employed by the City.

viii. The City shall assume the liability to the extent that it shall save harmless, the Chief, Captain(s) and Lieutenant(s) of the Police Department for any negligent act or tort, provided such officer, at the time of the negligent act or tort complained of, was acting in the performance of his duties and within the scope of his employment, on the same terms as set forth in the collective bargaining agreement negotiated by the City with the public employee organization representing Police Sergeants employed by the City.

ix. The Chief, Captain(s) and Lieutenant(s) of the Police Department shall not receive any benefit, except those required by law, not expressly set forth in this Article. This Article supersedes all prior policies, resolutions, ordinances, and local laws addressing the salary and benefits provided to the Chief, Captain(s) and Lieutenant(s) of the Police Department

§ 52-287 FIRE DEPARTMENT MANAGEMENT COMPENSATION

b. The Chief, Assistant Chief(s) and Battalion Chief(s) of the Fire Department shall receive the salary and benefits provided under this Article.

i. The Chief, Assistant Chief(s) and Battalion Chief(s) of the Fire Department shall receive tuition reimbursement benefits, health insurance, retirement health insurance, and retirement benefits in accordance with, and subject to the conditions set forth in, the provisions of the collective bargaining agreement negotiated by the City with the public employee organization representing Fire Captains employed by the City.

ii. The Chief, Assistant Chief(s) and Battalion Chief(s) of the Fire Department shall receive and accrue vacation leave, payment for vacation, sick leave, cash payment for unused sick leave, personal leave, holiday pay, clothing allowance, education incentives and bereavement leave in accordance with, and subject to the conditions set forth in, the provisions of the collective bargaining agreement negotiated by the City with the public employee organization representing Fire Captains employed by the City.

iii. The Chief, Assistant Chief(s) and Battalion Chief(s) of the Fire Department shall not earn or accrue overtime, compensatory time, lieu hours or Kelly Days.

iv. The base salary of Battalion Chief(s) of the Fire Department shall be at least \$7,000.00 higher than the base salary set forth in the collective bargaining agreement for a Fire Captain with the same years of service with the City.

v. The base salary of Assistant Chief(s) of the Fire Department shall be at least \$9,000.00 higher than the base salary set forth in the collective bargaining agreement for a Fire Captain with the same years of service with the City.

vi. The base salary of the Chief of the Fire Department shall be at least \$30,000.00 higher than the base salary set forth in the collective bargaining agreement for a Fire Captain with the same years of service with the City.

vii. The Chief, Assistant Chief(s) and Battalion Chief(s) of the Fire Department shall not receive any benefit, except those required by law, not expressly set forth in this Article. This Article supersedes all prior policies, resolutions, ordinances, and local laws addressing the salary and benefits provided to the Chief, Assistant Chief(s) and Battalion Chief(s) of the Fire Department.

2. This Local Law shall take effect immediately upon approval by the Mayor and filing with the New York Secretary of State.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. 2 of 20²¹ of the ~~(County)(City)(Town)(Village)~~ of Plattsburgh was duly passed by the Common Council on April 15 20²¹, and was (approved)~~(not approved)~~ ~~(repassed after disapproval)~~ by the Mayor and was deemed duly adopted *(Elective Chief Executive Officer*)* on April 15 20<sup>| | |
|---|---|
| 2 | 1 |
|---|---|</sup>, in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the _____ on _____ 20____. *(Elective Chief Executive Officer*)*

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the _____ on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)


I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 2 above.



Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: 4/14/2021

(Seal)