

HONORABLE BOARD OF LEGISLATORS  
COUNTY OF WESTCHESTER

Your Committee requests the adoption of "AN ACT amending Act No 2011-89 for the purposes of establishing a standard work day for each elective or appointive office or position."

Elected and appointed officials are required to record and submit a record of work-related activities to help ensure that elected and appointed officials receive the appropriate service credit from the New York State Retirement System. Legislator MaryJane Shimsky has recently updated her work day log, thereby requiring the adoption of the revised Act.

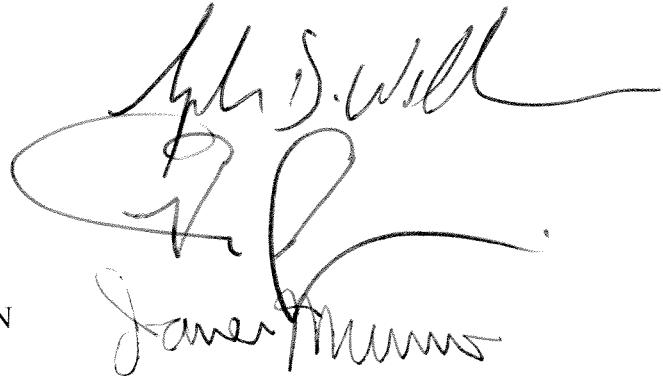
Once adopted, the Clerk of the County Board of Legislators must ensure that this Act is posted for at least thirty (30) days on the County's website. After such posting, the County Board of Legislators hereby authorizes the Commissioner of Human Resources or other appropriate County official to amend the chart solely for the limited purpose of providing the correct New York State Retirement Registration Number and the last four digits of the Social Security Numbers for all of the elected and appointed officials specifically listed in the chart contained in the Act. Thereafter, an affidavit of posting and a certified copy of the legislation must be filed with the Office of the State Comptroller within forty-five (45) days of adoption.

In accordance with the provisions of the Laws of Westchester County §107.61(2), a vote of not less than a majority of the voting strength of the County Board of Legislators is required to pass this Act.

In light of the aforementioned, this Committee, after careful consideration, recommends adoption of this Act.

Dated: \_\_\_\_\_, 2011  
White Plains, New York

COMMITTEE ON



The image shows two handwritten signatures in black ink. The top signature is written in a cursive style and appears to read 'John S. Will'. The bottom signature is also in cursive and appears to read 'James Munnis'. The signatures are positioned to the right of the 'COMMITTEE ON' text.

**ACT NO. - 2011**

AN ACT amending Act No. 2011-89 for the purposes of establishing a standard work day for each elective or appointive office or position.

BE IT ENACTED by the County Board of the County of Westchester as follows:

**Section 1.** Act No. 2011-89 is hereby amended to read as follows:

Section 1. The County of Westchester hereby establishes the following as standard work days for the following elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of the County Board:

TITLE	NAME	NYS RETIREMENT REGISTRATION NUMBER	LAST FOUR DIGITS OF SOCIAL SECURITY NUMBER	STANDARD WORK DAY (HRS/DAY)	TERM BEGINS/ ENDS	EMPLOYER RECORD OF TIME WORKED (Y/N)	DAYS/MONTH (BASED ON RECORD OF ACTIVITIES)	TIER 1 (Check only if member is in Tier 1)
<b>ELECTED OFFICIALS<sup>1</sup></b>								
County Executive	Robert P. Astorino	XXXXXXXX	XXXX	7	1/1/2010 – 12/31/2013	N	29.14	
County Legislator	Kenneth W. Jenkins	XXXXXXXX	XXXX	6	1/1/2010 – 12/31/2011	N	31.08	
County Legislator	Lyndon D. Williams	XXXXXXXX	XXXX	6	1/1/2010 – 12/31/2011	N	33.14	
County Legislator	MaryJane Shimsky	XXXXXXXX	XXXX	6	2/16/2011– 12/31/2011	N	27.78 <sup>2</sup>	
County Legislator	James Maisano	XXXXXXXX	XXXX	6	1/1/2010 – 12/31/2011	N	23.40	

<sup>1</sup> Notably, County Legislators Bernice Spreckman and Alfreda Williams are not currently contributing members to the New York State Retirement System.  
<sup>2</sup> County Legislator Thomas Abinanti vacated his position as of January 1, 2011 to assume his duties as a New York State Assemblyman. A special election was held on February 15, 2011, whereby MaryJane Shimsky was elected to hold the vacant County Legislator position. Upon final submission of her record of activities to the Clerk of the County Board of Legislators, this Act shall be amended to reflect the days/months.]

TITLE	NAME	NYS RETIREMENT REGISTRATIO N NUMBER	LAST FOUR DIGITS OF SOCIAL SECURITY NUMBER	STANDARD WORK DAY (HRS/DAY)	TERM BEGINS/ ENDS	EMPLOYER RECORD OF TIME WORKED (Y/N)	DAYS/ MONTH (BASED ON RECORD OF ACTIVITIES)	TIER 1 (Check only if member is in Tier I)
County Legislator	John G. Testa	XXXXXXXX	XXXX	6	1/1/2010 – 12/31/2011	N	23.13	
County Legislator	Peter B. Harckham	XXXXXXXX	XXXX	6	1/1/2010 – 12/31/2011	N	34.53	
County Legislator	John M. Nonna	XXXXXXXX	XXXX	6	1/1/2010 – 12/31/2011	N	22.61	
County Legislator	Michael B. Kaplowitz	XXXXXXXX	XXXX	6	1/1/2010- 12/31/2011	N	31.81	
County Legislator	William J. Ryan	XXXXXXXX	XXXX	6	1/1/2010 – 12/31/2011	N	31.89	
County Legislator	Martin L. Rogowsky	XXXXXXXX	XXXX	6	1/1/2010 – 12/31/2011	N	24.28	
County Legislator	Judy A. Myers	XXXXXXXX	XXXX	6	1/1/2010 – 12/31/2011	N	16.28	
County Legislator	William Burton	XXXXXXXX	XXXX	6	1/1/2010 – 12/31/2011	N	31.56	
County Legislator	Gordon A. Burrows	XXXXXXXX	XXXX	6	1/1/2010 – 12/31/2011	N	16.16	
County Legislator	Jose I. Alvarado	XXXXXXXX	XXXX	6	1/1/2010 – 12/31/2011	N	24.57	
County Legislator	Sheila M. Marcotte	XXXXXXXX	XXXX	6	7/2/2010- 12/31/2011	N	11.36	
County Clerk	Timothy C. Idoni	XXXXXXXX	XXXX	7	1/1/2010- 12/31/2013	N	27.38	
District Attorney	Janet DiFiore	XXXXXXXX	XXXX	7	1/1/2010- 12/31/2013	N	34.23	

**ELECTED OFFICIALS (continued)**

**APPOINTED OFFICIALS**

Budget Director	Lawrence Soule	XXXXXXXX	XXXX	7	1/3/2010- 12/31/2013	Y		
Commissioner of Human Resources	Kerry Oristano	XXXXXXXX	XXXX	7	2/1/2010- 1/31/2016	Y		

TITLE	NAME	NYS RETIREMENT REGISTRATION NUMBER	LAST FOUR DIGITS OF SOCIAL SECURITY NUMBER	STANDARD WORK DAY (HRS/DAY)	TERM BEGINS/ ENDS	EMPLOYER RECORD OF TIME WORKED (Y/N)	DAYS/ MONTH (BASED ON RECORD OF ACTIVITIES)	TIER I (Check only if member is in Tier I)
<b>APPOINTED OFFICIALS (continued)</b>								
Commissioner of Health	Cheryl Archbald <sup>3</sup>	XXXXXXXXXX	XXXX	7	1/1/2010-12/31/2013	Y		
Commissioner of Social Services	Kevin M. McGuire	XXXXXXXXXX	XXXX	7	1/1/2011 - 12/31/2015	Y		
Executive Director, Tax Commission	David Jackson	XXXXXXXXXX	XXXX	7	10/1/2007-9/30/2013	Y		
Chair & CEO of the Taxi & Limousine Commission	Barbara Monohan	XXXXXXXXXX	XXXX	7	1/1/2008 - 12/31/2015	Y		X
Commissioner of Elections	Douglas A. Colety	XXXXXXXXXX	XXXX	7	1/1/2011-12/31/2014	Y		
Commissioner of Elections	Reginald A. LaFayette	XXXXXXXXXX	XXXX	7	1/1/2011-12/31/2014	Y		

Section 2. After the final adoption of this Act, the Clerk of the County Board of Legislators shall ensure that this Act is posted for at least thirty (30) days and shall execute an affidavit to that effect to be submitted to the New York State Retirement System.

Section 3. After such posting, the County Board of Legislators hereby authorizes the Commissioner of Human Resources or other appropriate County official to amend the chart above solely for the limited purpose of providing the correct New York State Retirement Registration Number and the last four digits of the Social Security Numbers for all of the elected and appointed officials specifically listed in the chart above to the New York State Retirement System.

Section 4. This Act shall take effect immediately.

**Section 2.** This Act, which amends Act No. 2011-89, shall take effect immediately.

<sup>3</sup> This individual has been appointed as Acting Commissioner of the Department of Health. No individual has been permanently appointed to this position. Upon such appointment, the appropriate legislation shall be enacted to reflect the permanent appointment.