

On desks 11/14/90  
for action 12/19/90

LOCAL LAW  
INTRODUCTORY NO. 17 -90  
COUNTY OF CHAUTAUQUA

AMENDING THE CHAUTAUQUA COUNTY CHARTER

BE IT ENACTED by the Chautauqua County Legislature as follows:

SECTION 1.(a). Section 1.01 of Article 1 of the Chautauqua County Charter is hereby amended to read as follows:

Section 1.01 Purpose

Among the purposes of this Charter are: the accomplishment of greater efficiency, economy and responsibility in county government; the securing of all possible county home rule; and, the establishment of an executive and legislative branch of county government and the [separation] allocation of functions, powers, and duties.

(b). Section 1.03 Article 1 of the Chautauqua County Charter is hereby amended to read as follows:

Section 1.03 Effect of Charter on State Laws

[Any State Law which is inconsistent with this Charter shall be superseded by the provision hereof to the extent of its inconsistency, except where supersession is restricted by State Law.]

Within the limits prescribed in Article 4 of the Municipal Home Rule Law, wherever and whenever any State Law, general, special or local in effect, is inconsistent with the Charter or an Administrative Code, such law shall be deemed to the extent of such consistency to be superseded by the Charter insofar as the County of Chautauqua and its government are affected.

(c). There is hereby enacted a new Section 1.05 and a new Section 1.06 of Article 1 of the Chautauqua County Charter as follows:

Section 1.05 Charter and Administrative Code Review Commission

Not later than July 1, 1998, and every ten (10) years thereafter, a Charter and Administrative Code Review Commission shall be established to review and make recommendations to the County Executive and Legislature on amendments, additions or revisions to the County Charter and Administrative Code. The Commission shall consist of not more than nine (9) citizens of Chautauqua

County, with five (5) of said members appointed by the County Executive, and the remaining four (4) to be appointed by the Legislature.

The Legislature shall provide such funds as are necessary for the Commission to conduct its business properly.

The County Executive, any Legislator, the Legislature collectively or any other person shall have the right to make recommendations for amendments, additions or revisions to the Charter and/or Code.

The report of such Commission shall be presented to the Executive and Legislature not later than July 1 of the year following the appointment.

#### Section 1.06 Definitions

All words and phrases in this Code and in the Charter are used according to their accepted and ordinary meaning except where another meaning is specifically indicated or manifest. Words used in the singular number, and words used in the plural number, shall extend to and include the singular number. Words used in the masculine gender shall extend to and include the feminine.

SECTION 2. (a). The title of Section 2.05 of Article 2 of the Chautauqua County Charter is hereby amended to read as follows:

#### Section 2.05 Powers and Duties of Legislature

(b). Section 2.05(g) of Article 2 of the Chautauqua County Charter is hereby amended to read as follows:

(g) To make or cause to be made such studies, audits and investigations as it deems to be in the best interests of the County, and in connection therewith to obtain or employ professional, legal and technical advice, appoint temporary advisory boards of citizens, subpoena witnesses, administer oaths and require the production of books, papers and other evidence deemed necessary or material to such study, audit or investigation.

(c). There is hereby enacted a new section 2.05(h), and 2.05(i) and 2.08 of Article 2 of the Chautauqua County Charter as follows:

Section 2.05(h) To establish the compensation for all County Legislators, including, at its discretion, additional compensation for the Chairman of the Legislature, Majority and Minority Leaders, Committee Chairmen, and such other positions as it may deem appropriate.

Section 2.05(i) To approve all labor contracts.

Section 2.08 Legislature Budget Analyst

The Legislature may, at its discretion, appoint a Budget Analyst to assist its members and committees in analyzing and recommending alterations to the Executive budget and to advise on other financial matters relating to County government as directed by the Chairmen.

SECTION 3.(a). Section 3.01 of Article 3 of the Chautauqua County Charter is hereby amended to read as follows:

Section 3.01 Election and Qualifications

The County Executive shall be elected from the county at large and, at the time of his nomination and election and throughout his term of office, be and remain a qualified elector of Chautauqua County. His term of office shall begin with the first day of January following his election and shall be for four (4) years [except that the County Executive first elected after this Charter becomes effective shall serve for a term of three (3) years]. Every elected County Executive [thereafter] shall have a term of four (4) years. The County Executive [shall devote his whole time to the duties of his office and] shall hold no other elected public office and shall devote full time to the duties of the office.

(b). The title of Section 3.02 of Article 3 of the Chautauqua County Charter is hereby amended to read as follows:

Section 3.02 Powers and Duties of County Executive

(c). Section 3.02(j) of Article 3 of the Chautauqua County Charter is hereby amended to read as follows:

(j) Be responsible for the negotiation of all employee contracts.

(d). There is hereby enacted a new Section 3.02(n) of Article 3 of the Chautauqua County Charter as follows:

(n) Shall notify the Legislature in writing of each position authorized by the Executive which was not allocated in the budget.

SECTION 4.(a). Section 4.00 of Article 4 of the Chautauqua County Charter is hereby amended to read as follows:

Section 4.00 Department of Law

There shall be a Department of Law, under the direction of the County Attorney. The County Attorney shall be appointed by the County Executive and subject to confirmation by the County Legislature. The County Attorney shall be a resident of Chautauqua County at the time of his appointment and serve at the pleasure of the County Executive and shall have the power to appoint such deputies, assistants, and employees of his department as may be necessary to implement the duties of his office as outlined in Section 4.01, and as shall be authorized by the County Executive.

(b). The Title of Section 4.01 of Article 4 of the Chautauqua County Charter is hereby amended to read as follows:

Section 4.01 Powers and Duties of County Attorney

SECTION 5.(a). Section 5.00 of Article 5 of the Chautauqua County Charter is hereby amended to read as follows:

There shall be a Department of Public Works. [under the direction of a] Its Director shall be appointed by the County Executive and subject to confirmation by the County Legislature. The Director shall serve at the pleasure of the County Executive and shall have the power to appoint such deputies, assistants, and employees of his department as may be necessary to implement the duties of his office as outlined in Section 5.01, and as shall be authorized by the County Executive.

(b). The title of Section 5.01 of Article 5 of the Chautauqua County Charter is hereby amended to read as follows:

Section 5.01 Powers and Duties of Director

(c). Section 5.01(c) of Article 5 of the Chautauqua County Charter is hereby amended to read as follows:

(c) Have charge and supervision of the construction, [operation] repairs, and structural alterations of county buildings, parking areas, airports, drives, walks, docks, marinas, parks, preserves and such other structures and facilities in the nature of public works under the jurisdiction of the county.

(d). Section 5.01(d) of Article 5 of the Chautauqua County Charter is hereby deleted in its entirety and Section 5.01(e) is hereby renumbered as Section 5.01(d).

SECTION 6.(a). The Title of Article 6 of the Chautauqua County Charter is hereby amended to read: Department of Central AND INFORMATION SERVICES. Section 6.00 of Article 6 of the Chautauqua County Charter is hereby amended to read as follows:

Section 6.00 Department of Central and Information Services

There shall be a Department of Central and Information Services. [under the direction of a] Its Director shall be appointed by the County Executive and subject to confirmation by the County Legislature. The Director shall serve at the pleasure of the County Executive and shall have the power to appoint such deputies, assistants and employees of his department as may be necessary to implement the duties of his office as outlined in Section 6.01, and as shall be authorized by the County Executive.

(b). The Title of Section 6.01 of Article 6 of the Chautauqua County Charter is hereby amended to read as follows:

Section 6.01 Powers and Duties of Director

(c). There is hereby enacted a new Section 6.01(f) of Article 6 of the Chautauqua County Charter to read as follows:

(f) Have charge and supervision of the maintenance, repair, and custodial care of all county buildings, facilities and equipment, as may be assigned to him by the County Executive.

(d). Section 6.01(e) of Article 6 of the Chautauqua County Charter is hereby amended to read as follows:

(e) Operate and maintain facilities for providing such services as mimeographing, duplicating, printing, mailing, [data processing] fax services and telephone services as may be authorized by the County Executive or the County Legislature.

SECTION 7.(a). The Title to Section 7.01 of Article 7 of the Chautauqua County Charter is hereby amended to read as follows:

Section 7.01 Powers and Duties of Commissioner

(b). Section 7.00 of Article 7 of the Chautauqua County Charter is hereby amended to read as follows:

There shall be a Department of Social Services. [under the direction of a] Its Commissioner shall be appointed by the County Executive and subject to confirmation by the County Legislature. The Commissioner shall have the power to appoint such deputies, assistants, and employees of his department as may be necessary to implement the duties of his office as outlined in the following section, and as shall be authorized by the County Executive, except as otherwise provided for by State Law.

SECTION 8.(a). Sections 8.00 and 8.02(a) of Article 8 of the Chautauqua County Charter are hereby amended to read as follows:

Section 8.00 Department of Health Services

There shall be a Department of Health Services. [under the direction of a] Its Director [of Health Services] shall be appointed by the County Executive and subject to confirmation by the County Legislature. The Director shall serve at the pleasure of the County Executive and shall have the power to appoint such deputies, assistants, and employees of his department as may be necessary to implement the duties of his office as outlined in the following section, and as shall be authorized by the County Executive, except as otherwise provided for by State Law. The Director of Health Services may also serve as the director of an internal division.

Section 8.02 (a) DIVISION OF PUBLIC HEALTH The Commissioner of Public Health shall be appointed by the Director of Health Services, upon recommendation by the Public Health Board and confirmation of the County Legislature. He shall perform the duties prescribed by law in the administration of public health services, and the enforcement of the Chautauqua County Health District Sanitary Code and the New York State Sanitary Code as may be required. He shall perform such additional and related duties as may be prescribed by law and directed by the Director of Health Services. The Commissioner shall be licensed to practice medicine in New York State.

(b). The Title of Section 8.01 of Article 8 of the Chautauqua County Charter is hereby amended to read as follows:

Section 8.01 Powers and Duties of Director

SECTION 9. (a) Section 9.00 of Article 9 of the Chautauqua County Charter is hereby amended to read as follows:

Section 9.00 Department of Finance

There shall be a Department of Finance. [under the direction of a] Its Director shall be appointed by the County Executive and subject to confirmation by the County Legislature. The Director shall serve at the pleasure of the County Executive and shall have the power to appoint such deputies, assistants and employees of his department as may be necessary to implement the duties of his office, and as shall be authorized by the County Executive.

(b). The Title of Section 9.01 of Article 9 of the Chautauqua County Charter is hereby amended to read as follows:

Section 9.01 Powers and Duties of Director

(c). Section 9.01(c) of Article 9 of the Chautauqua County Charter is hereby amended to read as follows:

(c) Collect, receive, have custody of, deposit, [and] invest, and disburse all fees, revenues and other funds of the county.

(d). There is hereby enacted a new 9.01(1) of Article 9 of the Chautauqua County Charter to read as follows:

(k) The Director shall be responsible for liability, property, health, and all other insurance functions, except unemployment and worker's compensation.

(l) Be responsible for all communication and data management functions including computer services and telecommunication facilities.

SECTION 10. (a) Article 10 of the Chautauqua County Charter is hereby retitled:

DEPARTMENT OF PLANNING [AND DEVELOPMENT] SERVICES

(b). Section 10.00 of Article 10 of the Chautauqua County Charter is hereby amended to read as follows:

Section 10.00 Department of Planning [and Development] Services

There shall be a Department of Planning [and Development] Services. [under the direction of] Its Director shall be appointed by the County Executive and subject to confirmation by the County Legislature. The Director shall serve at the pleasure of the County Executive and shall have the power to appoint such deputies, assistants and employees of his department as may be necessary to implement the duties of his office, and as shall be authorized by the County Executive.

(c). The Title of Section 10.01 of Article 10 is hereby amended to read as follows:

Section 10.01 Powers and Duties of Director

(d). Sections 10.01(b) and 10.01(c) of Article 10 of the Chautauqua County Charter are hereby amended to read as follows:

(b) Make available to cities, towns, villages and other municipal corporations in Chautauqua County, at their request, advice and assistance on matters related to the planning function.

(c) Make surveys, analyses and/or reports of County departments as requested by the County Executive, and assist all other county departments and agencies in their long range planning efforts.

(e). There is hereby enacted a new Section 10.01(f) of Article 10 of the Chautauqua County Charter to read as follows:

(f) Coordinate the overall physical development of the County by working with all other governmental entities to ensure economically, aesthetically and environmentally sound growth.

SECTION 11. Article 11 through Article 15 of the Chautauqua County Charter are hereby renumbered as Article 12 through Article 16; and there is hereby enacted a new Article 11 of the Chautauqua County Charter to read as follows:

Article 11

DEPARTMENT OF ECONOMIC DEVELOPMENT

Section 11.00 Department of Economic Development  
Section 11.01 Powers and Duties of Director  
Section 11.02 County of Chautauqua Industrial Development Agency  
Section 11.00 Department of Economic Development

There shall be a Department of Economic Development. Its Director shall be appointed by the County Executive and subject to confirmation by the County Legislature. The Director shall serve at the pleasure of the County Executive and shall have the power to appoint such deputies, assistants and employees of his department as may be necessary to implement the duties of his office, and as shall be authorized by the County Executive.

The Director shall also serve as chief administrative officer of the County of Chautauqua Industrial Development Agency and shall have all the powers and duties prescribed for such an officer by Article 18A of the General Municipal Law.

Section 11.01 Powers and Duties of Director

Except as otherwise provided in this Charter, the Director shall:

(a) Be responsible for originating programs and activities to improve the economy and quality of life in Chautauqua County by working with private interests and public agencies to market Chautauqua County as an ideal place for economic location, maintenance and expansion.

(b) Assist businesses and industries wishing to locate, expand, or modernize in Chautauqua County in securing funding, governmental services and other types of assistance necessary for such location or expansion or modernization.

(c) Coordinate the efforts of government and not-for-profit agencies in promoting tourism in the county.

(d) Coordinate the efforts of all appropriate entities in providing skilled and motivated personnel in the most efficient way, for the county's work force needs.

(e) Ensure the development needs of the county's small businesses are being met.

(f) Provide staff assistance for the County of Chautauqua Industrial Development Agency.

(g) Perform such other and related duties as shall be required or delegated by the County Executive.

Section 11.02 County of Chautauqua Industrial Development Agency

In accordance with Resolution 122-72, there shall be a County of Chautauqua Industrial Development Agency. It shall function as prescribed by this law and Section 856 of the New York State Industrial Development Agency Act with the exception

that the County Executive shall appoint its members and designate the chairman, with the approval of the Legislature. In addition to the powers defined in the New York Act, its principal purpose shall be to borrow money and issue bonds to underwrite undertakings fostered by the County Department of Economic Development. It shall have all the powers and duties of a County Industrial Development Agency, heretofore or hereafter lawfully granted or imposed by the County Charter, this Code, local law, ordinance, or resolution of the Legislature, order or direction of the County Executive, or by any applicable provision of any act of the State Legislature not inconsistent with the County Charter or this Code.

SECTION 12. The Sections of Article 12 as renumbered of the Chautauqua County Charter are hereby renumbered as Sections 12.00 and 12.01. Section 12.00 and 12.01, as renumbered, are hereby amended to read as follows:

Section 12.00 Department of Personnel

There shall be a Department of Personnel. [under the direction of a] Its Director shall be appointed by the County Executive and subject to confirmation by the County Legislature. The Director shall serve in accordance with State Law and shall have the power to appoint such deputies, assistants and employees of his department as may be necessary to implement the duties of his office and shall be authorized by the County Executive.

Section 12.01 Powers and Duties of Director

Except as otherwise provided in this Charter the Director shall be responsible for the administration of personnel benefits, assisting in the negotiation of employee contracts, training of personnel, health, safety, long range staff planning, and all other personnel functions assigned by State Law to [the] County [Civil Service Commission] and municipal civil service commission or personnel officer.

The Director of Personnel shall also be responsible for administering the County's affirmative action policy in accordance with the Civil Rights Act of 1964 as amended by the Equal Employment Opportunity Act of 1972 and as may be further amended.

SECTION 13. (a). The Sections of Article 13 as renumbered of the Chautauqua County Charter are hereby renumbered as Sections 13.00 through 13.07. Section 13.07 as renumbered is hereby further renumbered as Section 13.13 and its title amended to read as follows:

Section 13.13 [other] All County Boards

(b). Sections 13.00, 13.02, 13.03, 13.04 and 13.05, as renumbered, of Article 13, as renumbered of the Chautauqua County Charter are hereby amended to read as follows:

Section 13.00 Other County Functions

There shall be established other boards, offices, councils, bureaus or positions or units of the County to meet specific needs and requirements not otherwise provided for in this Charter.

Section 13.02 Office of Probation; Director

There shall be an Office of Probation. [headed by a] Its Director [of Probation] shall be appointed in the manner provided by State Law. The Director of Probation shall have and exercise all powers and duties now or hereafter conferred or imposed upon him by applicable law.

Section 13.03 Office of Veterans Service; Director

There shall be an Office of Veterans Service. [headed by a] Its Director shall be appointed in the manner provided by law. The Director of Veterans Service shall have and exercise all powers and duties now or hereafter conferred or imposed upon him by applicable law.

Section 13.04 County Jury Board; Commissioner of Jurors

There shall be a County Jury Board constituted according to the State Judiciary Law. The County Jury Board shall appoint a Commissioner of Jurors, who shall have and exercise all powers and duties now or hereafter conferred or imposed upon him by ap-  
plicable law.

Section 13.05 Office of Public Defender

There shall be an Office of Public Defender. [headed by a] The County Public Defender shall be appointed by the County Legislature in the manner provided by law. He shall have and exercise all the powers and duties now or hereafter conferred or imposed upon him by applicable law.

(c). There is hereby enacted new Sections 13.07, 13.08, 13.09, 13.10, 13.11 and 13.12 of Article 13, as renumbered, of the Chautauqua County Charter to read as follows:

Section 13.07 Office for the Aging

There shall be an Office for the Aging. Its Director shall be appointed by the County Executive, subject to confirmation by the County Legislature. The Director shall have and exercise all the powers and duties now or hereafter conferred or imposed by law. The Office for the Aging shall be responsible for the identification, planning, coordination, and administration of a comprehensive plan for the delivery of services for elderly persons in their homes or in the community, and such other duties and responsibilities as may be conferred or required by applicable law.

The Director shall serve at the pleasure of the County Executive and shall have the power to appoint such deputies, assistants and employees of his department as may be necessary to implement the duties of his office, and as shall be authorized by the County Executive.

(a) Office for the Aging Advisory Board

There shall be an Office for the Aging Advisory Board consisting of not less than five (5) nor more than eleven (11) members appointed by the County Executive and subject to confirmation by the Legislature. Members shall serve a two (2) year term. A member appointed to fill a vacancy shall serve the unexpired portion of that term. Its purpose shall be to advise the Director of the Office for the Aging on matters concerning the elderly of the County.

Section 13.08 Youth Bureau

There shall be a Youth Bureau. Its Executive Director shall be appointed by the County Executive, subject to confirmation by the Legislature. The Executive Director shall have and exercise all the powers and duties now or hereafter conferred or imposed by applicable law. The Youth Bureau shall be responsible for the development and implementation of a County comprehensive youth services plan; plan, coordinate, and supplement the work of religious, social and municipal institutions for the prevention of delinquency and youth crime, and the advancement of the moral, physical, mental and social well-being of the youth of the County; and such other duties and responsibilities as may be conferred or required by applicable law.

The Executive Director shall serve at the pleasure of the County Executive and shall have the power to appoint such deputies, assistants and employees of his department as may be necessary to implement the duties of his office, and as shall be authorized by the County Executive.

(a) Youth Bureau Advisory Board

There shall be a Youth Bureau Advisory Board consisting of a minimum of fifteen (15) and a maximum of twenty (20) County citizens, representative of the clientele this department serves, appointed by the County Executive, subject to confirmation by the County Legislature. Members shall serve staggered three (3) year terms. A member appointed to fill a vacancy shall serve the unexpired portion of that term.

Its purpose shall be to review and evaluate community youth services, the comprehensive youth services plan, recommend policies and procedures to the Youth Bureau and other appropriate agencies, and to perform such other acts as may be required by law or as may be appropriate to improve the effectiveness of services to the youth of the County.

Section 13.09 County Historian

There shall be appointed, by the County Executive, subject to confirmation by the County Legislature, a County Historian to serve at the pleasure of the County Executive. The County Historian shall collect, preserve, and make available, material relating to the history of the County; notify the County of any material of local historic value which should be acquired for preservation; report annually, as provided by law, to the County Executive and the State Historian, of the work accomplished in the preceding year; coordinate the activities of local historians in towns, cities, and villages within the County in performing the historical work recommended by the State historian; prepare and present to the County Legislature a report of the important occurrences within the County each calendar year; and such other duties as may be now or hereafter be required by applicable law.

Upon retirement or removal from office, the County Historian shall turn over to the County Executive, the County Executive's designee or the County Historian's successor, all materials gathered during his incumbency and all correspondence thereto relating.

(a) Historical Advisory Board

There shall be an Historical Advisory Board consisting of not less than five (5) nor more than eleven (11) members ap-

pointed by the County Executive and subject to confirmation of the Legislature. Members shall serve staggered three (3) year terms. A member appointed to fill a vacancy shall serve the unexpired portion of that term.

Its purpose shall be to advise the County Historian on matters concerning the establishment and improvement of programs for the management and preservation of government records with enduring value for historical or other research; the coordinated collection and preservation of non-governmental historical records by libraries, historical societies and other repositories; and to advise and assist the County Historian in carrying out and actively encouraging research in such records in order to add to the knowledge, understanding and appreciation of the County's history.

#### Section 13.10 Office of Emergency Management and Civil Defense

There shall be an Office of Emergency Management and Civil Defense. Its Director of Emergency Management and Civil Defense shall be appointed by the County Executive, subject to confirmation by the Legislature. The Director shall serve at the discretion of the County Executive and have such powers, duties and liabilities as established by State Law. Upon the threat or occurrence of a natural disaster emergency, the Director shall take such action as directed by the County Executive. In a time of natural or nuclear disaster, all political subdivisions of the County shall come under the direction of the Director of Emergency Management and Civil Defense.

During emergencies, the Director of Emergency Management and Civil Defense shall act as the principal advisor to the County Executive. The major responsibility of the Director is to assume coordination among the operating departments of all levels of government with non-governmental groups such as hospitals and medical professionals, and with higher and adjacent governments during emergency periods. During non-emergency periods the Director will develop and implement county-wide planning and other preparations needed to assure coordinated operations should an emergency occur.

#### Section 13.11 Fire Coordinator

There shall be a County Fire Coordinator, who shall be appointed by the County Executive, subject to confirmation by the Legislature, whose duty is to administer the County programs for fire training and mutual aid in cases of fire or other emergencies in which the services of firemen would be used. The Fire Coordinator will act as a liaison officer between the County Legislature and the County Fire Advisory Board and the fire

fighting forces in the County and the officers and governing boards or bodies thereof; and to perform such other duties as the County Legislature, County Executive, or State law shall prescribe.

Section 13.12 Environmental Management Council

Membership. There shall be an Environmental Management Council consisting of the Director of Public Works; Chairman of the Environmental Committee of the Legislature; Deputy Director of the Division of Environment; Director of Planning Services; Director of Economic Development; Director of Environmental Health Services; County Forester, and nine (9) citizen members recommended by local environmental groups, appointed by the County Executive and subject to confirmation by the Legislature. The Council shall annually elect a chair from its membership. Initially, four (4) of the citizen members shall be appointed for a two (2) year terms and five (5) shall be appointed to a three (3) year term. Thereafter, each of the citizen council members shall serve three (3) years terms.

Powers and Duties

The Council shall provide advice and recommendations to the County Executive, County Legislature and other County departments and agencies in all matters concerning the preservation, conservation and ecologically suitable use of the natural and man-made resources of the County. The Council shall have such further duties as may be prescribed by the County Legislature, County Executive or by law.

SECTION 14.(a). The Title of Article 14 as renumbered of the Chautauqua County Charter is hereby amended to read as follows:

OTHER ELECTED OFFICIALS

(b). The Sections of Article 14, as renumbered of the Chautauqua County Charter, are hereby renumbered as Sections 14.00 through 14.05, and as renumbered Sections 14.00, 14.04, 14.04(d) and 14.05 of Article 14 are hereby amended to read as follows:

Section 14.00 Other Elected Officers

There shall be other County officers elected to a specific term of office from the County at large and not otherwise provided for in this Charter.

Section 14.04 Comptroller

There shall be elected from the County at large a Comptrol-

ler. The Comptroller shall be elected for a four (4) year term of office in odd numbered years, but in the alternate election from that in which the County Executive is elected. The first Comptroller shall be elected in the General Election of 1975. The Comptroller, at the time of his election and throughout his term of office, shall be a qualified elector of the County. [He] The Comptroller may appoint a deputy and such other officers, as-  
sistants and employees as may be authorized by the County Legis-  
lature.

Section 14.04(d) Submit to the County Legislature an annual report of audit and such periodic reports in such form and detail as may be prescribed by [it] the County Legislature.

[Salary Increases]  
Section 14.05 Salary Commission

There shall be appointed a bi-partisan County Salary Commis-  
sion to review and recommend the salaries of all elected offi-  
cials except those [excluded] whose salaries are established,  
directly or indirectly, by State Law. The salary of [any] all  
officers elected for a fixed term shall not be increased or  
diminished between the date of such election and the expiration  
of such term except (1) in accordance with a schedule adopted  
prior to the time such officer was elected to office which  
provides higher or lower rates of compensation during said term,  
or (2) as otherwise mandated by state or federal laws, rules or  
regulations. Said Commission shall be composed of seven (7)  
citizens appointed by the County Legislature.

The Commission shall recommend to the County Executive and  
County legislature salary adjustments for elected offices at  
least one (1) year prior to the general election in which that  
office is scheduled to be filled.

[Section 14.05 All Other Elected Officials]

SECTION 15. The Section of Article 15 as renumbered of the  
Chautauqua County Charter is hereby renumbered as 15.00.

SECTION 16. (a) The Sections of Article 16, as renumbered of the  
Chautauqua County Charter are hereby renumbered as Sections 16.00  
through 16.04.

(b). Section 16.00 of Article 16 of the Chautauqua County  
Charter, as renumbered, is hereby repealed in its entirety, and  
there is hereby enacted a new Section 16.00 to read as follows:

Section 16.00 General Provisions

Except as may be otherwise provided in the Charter, the provisions set forth in this article shall apply to the operation of the County government.

(c). Section 16.01 of Article 16 of the Chautauqua County Charter, as renumbered is hereby repealed in its entirety.

(d). Section 16.02 of Article 16 of the Chautauqua County Charter, as renumbered is hereby repealed in its entirety.

SECTION 17. All other provisions of the Chautauqua County Charter, Local Law 13-73, as previously amended, shall remain in full force and effect.

SECTION 18. This Local Law shall become effective forty-five (45) days after adoption, or upon approval by a majority of the qualified electors in the event a permissive referendum is held in accordance with the Municipal Home Rule Law.

*Richard E. Devine*

*John Chaugio*

*Thomas J. Harte*

*James E. Messersmith*

*John W. Carlson*

Approved - 1-18-91

*Andrew Goodell*