

**RESOLUTION NO. 1268 -2019, AUTHORIZING THE
DISTRICT ATTORNEY TO DISTRIBUTE SPECIAL DUTY PAY
TO ELIGIBLE ASSISTANT DISTRICT ATTORNEYS**

WHEREAS, the 2020 County Operating Budget adopted by separate resolution includes therein funding for stipends and special duty pay in the amount of \$290,000 in the District Attorney's budget line; and

WHEREAS, Budget Amending Resolution No. 1, also known as Resolution No. 970-2019 adopting the 2020 Operating Budget (mandated) and Budget Amending Resolution No. 2, also known as Resolution No. 971-2019 adopting the 2020 Operating Budget (discretionary) necessitated that a separate resolution be required to authorize the District Attorney to distribute stipends and/or special duty pay for the specified purpose to eligible Assistant District Attorneys; and

WHEREAS, it is the past practice of other District Attorney Offices within New York State that operate after-hour bureaus to compensate Assistant District Attorneys who devote additional time to ensure adequate staffing during nights, weekends and holidays; and

WHEREAS, additionally, Assistant District Attorneys assigned to certain Bureaus including but not limited to the Vehicular Crimes Bureau and Homicide Bureau within the District Attorney's Office are required to be on call 24-hours, including evenings, nights, weekends and holidays for the purpose of responding to crime scenes within the County; and

WHEREAS, it has been determined that Assistant District Attorneys are required to respond to crime scenes throughout Suffolk County to assist in and collaborate in the evaluation and processing of the crime scene, including the role as legal counsel and to issue court process, when required; and

WHEREAS, other County agencies provide additional compensation to personnel who respond to crime scenes that occur evenings, nights, weekends and holidays; and

WHEREAS, the District Attorney intends to use \$80,000 of this money to pay special duty pay for eligible Assistant District Attorneys in certain bureaus; now, therefore be it

1st RESOLVED, that the District Attorney is authorized to make special duty payments based on shifts worked for on call scene assignments on a biannual basis to eligible Assistant District Attorneys in a total annual sum not to exceed \$80,000; and be it further

2nd RESOLVED, that the District Attorney shall provide to the Legislature's Public Safety Committee a bi-annual report of special pay issued to eligible Assistant District Attorneys within 45 days from the date of issuance of a special payroll; and be it further

3rd RESOLVED, that the provisions of the resolution shall take effect January 1, 2020; and be it further

4th **RESOLVED**, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), N.Y. Environmental Conservation Law Article 8 and Chapter 450 of the Suffolk County Code, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20) and/or (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS ("NYCRR") in that the action constitutes routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment. The Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED: December 17, 2019

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: December 24, 2019