

Spec. 8/23/18
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THE BOARD OF COMMISSIONERS
OF DAUPHIN COUNTY, PENNSYLVANIA

ORDINANCE NO. 3 - 2018

AN ORDINANCE BY THE BOARD OF COMMISSIONERS OF DAUPHIN COUNTY, PENNSYLVANIA AMENDING ORDINANCE NO. 1A-2014, WHICH ORDINANCE PROVIDED FOR SALARY INCREASES FOR CERTAIN ELECTED COUNTY OFFICERS, AS THOSE OFFICERS ARE DEFINED IN THE ORDINANCE AND IN THE COUNTY CODE, FOR CALENDAR YEARS 2023 THROUGH AND INCLUDING 2026, BY REVISING THE SALARY PAID TO CERTAIN ELECTED COUNTY OFFICERS, FOR CALENDAR YEARS 2023 THROUGH AND INCLUDING 2026.

WHEREAS, the General Assembly of the Commonwealth of Pennsylvania, after consideration of a plan to establish salaries for county officers, enacted Act No. 82 of 1979, which delegates to the commissioners of the various counties the power to fix the salaries of certain county officers governed thereby; and

WHEREAS, Act No. 82, which has been further, amended, is found at 16 P.S. 11011-10.1 (the "Act"), and is made part of the County Code, the Act of August 9, 1955, P.L. 323, as amended (the "County Code"); and

WHEREAS, the Board of Commissioners of Dauphin County recognizes the complexity of county government, the demands upon county officers, the need to attract or retain qualified persons to serve as county officers, and the effects of inflation upon the established salaries of county officers, and desires to respond to these concerns.

NOW, THEREFORE, IT IS HEREBY ADOPTED AND ORDERED, by the Board of Commissioners of Dauphin County, as follows:

SECTION 1. This Ordinance is adopted pursuant to the authorization contained in the Act and the County Code.

SECTION 2. This Ordinance shall apply to all elected county officers, as set forth and defined in Section 401 and 1302 of the County Code, including the County Commissioners, the Controller, the Treasurer, the Coroner, the Recorder of Deeds, the Prothonotary, the Clerk of Courts, the Register of Wills/Clerk of the Orphans' Court, and the Sheriff (the "County Officers").

SECTION 3. Beginning in the year 2023, the "Base Salary" of each County Officer shall be the salary paid to such County Officer in the prior calendar year.

SECTION 4. For the year 2023 each of the County Officers shall receive no salary increase and they shall receive the same salary as in 2022. For each year after 2023, or at the earliest time thereafter allowed by law, the salary of each County Officer shall increase by a calculation described hereinafter based upon the Consumer Price Index for the Northeast urban – Size Class B/C, all items less food and energy, Base Period: DECEMBER 1997=100 ("Index"). The calculation of the increase shall be made for each year covered hereunder beginning in the 2023 calendar year through 2026 by multiplying the prior year salary base by the Index of that base. The sum of these Index calculations set forth above and the base salary shall constitute that County officer's salary for the subsequent year. Each increase in salary shall take effect on January 1 of the subsequent year and remain in effect thereafter until further increased hereunder. The salary increase shall be calculated as soon as reasonably possible after the Index is made public for the prior year and, pay increases not made due to a delay in determining the Index so that the same may be calculated or due to other delays in calculation shall be made retroactively as soon as reasonably possible. In the event of a negative Index for any period covered hereunder, no change in salary shall be calculated. In the event that the Index herein set forth cannot be determined, the cost of living index closest thereto shall be substituted.

SECTION 5. This Ordinance shall not act to repeal any other Ordinance previously adopted relating to salary increases for County Officers.

SECTION 6. If any sentence, clause, section or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality, or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections, or parts of this Ordinance. It is hereby declared to be the intent of the Board of Commissioners of Dauphin County that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

SECTION 7. This Ordinance shall become effective on its terms upon adoption by the Board of Commissioners of Dauphin County.

DULY ADOPTED AND ENACTED, by the Board of Commissioners of Dauphin County this 23 day of August 2018, in lawful session duly assembled.

ATTEST:



Chad Saylor, Chief Clerk

(SEAL)


DAUPHIN COUNTY
BOARD OF COMMISSIONERS



Jeff Haste, Chairman



Mike Pries, Vice Chairman



George P. Hartwick, III, Secretary