

COUNTY OF NEWBERRY)

)

ORDINANCE NO. 08-14-15

STATE OF SOUTH CAROLINA)

AN ORDINANCE TO PROVIDE FOR THE DETERMINATION OF SALARIES FOR COUNTY ELECTED OFFICIALS OTHER THAN MEMBERS OF COUNTY COUNCIL, SUBSEQUENT TO ELECTIONS, APPOINTMENTS, AND SPECIAL ELECTIONS PERTAINING TO SUCH OFFICES, AND TO PROVIDE FOR THE REGULAR REVIEW OF SALARIES FOR SUCH OFFICES

WHEREAS, Newberry County Council desires a system of compensating county elected officials that is in concert with the election and/or re-election of those officials by the voters of Newberry County; and

WHEREAS, Newberry County Council desires to maintain salary levels for elected officials that will attract qualified candidates to run for such positions while fairly compensating current office holders; and

WHEREAS, Newberry County Council Members are exempt from this process by statute, and may only receive salary increases in accordance with Code Section § 4-9-100 of the South Carolina Code of Laws, 1976, as amended;

NOW, THEREFORE BE IT ENACTED AS FOLLOWS:

Section 1. Salary Changes to Follow a General Election

Beginning in December of 2016, and in each subsequent December of even numbered years thereafter, County Council shall determine whether there will be any changes in salaries for officials (other than County Council) elected or re-elected in the *immediately preceding* November general elections. Any increases to salaries shall be applied to the maximum salaries for elected officials other than County Council (“Elected Officials”), as listed in Section 2, below. Rates of increase need not be the same for every Elected Official. Any state mandated increases to salaries in the years intervening the salary indexing by County Council will be taken into consideration. Salary increases made pursuant to this Section will take effect for elected officials other than the Auditor and Treasurer on the first day of January immediately following their most recent election; for the Auditor and Treasurer, these increases will take effect on the first day of July immediately following their most recent election.

Section 2. Maximum Salaries for Elected Officials

For purposes of this Ordinance, the term Maximum Salaries shall mean the County portions of those salaries being paid to Elected Officials as of November 4, 2015, plus any increases above these amounts granted thereafter by County Council in accordance

with Section 1, above, or as otherwise set forth herein. The indexed list of these Maximum Salaries will be maintained and updated every two years in the Office of Human Resources as directed by County Council, in accordance with those increases granted under Section 1, above, or as otherwise set forth herein.

<u>Elected Official</u>	<u>Maximum Salary</u>	<u>First Indexing</u>
Auditor	\$ 62,209.42	December 2016
Clerk of Court	\$ 79,812.37	December 2016
Coroner	\$ 34,473.32 \$45,000.00	December 2016
Probate Judge	\$ 78,045.73	December 2018
Sheriff	\$104,270.60	December 2016
Treasurer	\$ 60,736.87	December 2016

Section 3. Remuneration Not Subject to Indexing by County

It is recognized that certain Elected Officials whose maximum salaries are listed in Section 2, above, receive salary supplements paid to them directly by the State of South Carolina. The County does not index or increase these remunerations. It is also recognized that all Elected Officials whose maximum salaries are listed in Section 2, above, receive an additional salary consideration/stipend administered by the County equal to \$1,575 per year; the County does not index or increase this amount.

Section 4. Salary for Probate Judge

Other provisions of this Ordinance notwithstanding, the Probate Judge shall be compensated at a salary not less than the appropriate amount pursuant to §8-21-765 of the South Carolina Code of Laws, 1976, as amended.

Section 5. Interim Appointees and Appointees Fulfilling Unexpired Terms

Interim appointees and appointees otherwise fulfilling unexpired terms shall not be treated differently from other Elected Officials with respect to their salaries.

Section 6. Non-Scheduled Salary Increases for Elected Officials

Nothing in this Ordinance shall prevent an Elected Official from requesting of County Council a salary increase other than one described in this Ordinance. Likewise, nothing

in this Ordinance shall prevent Council from granting an Elected Official an increase other than one described in this Ordinance.

Section 7. Previous Methods of Considering Elected Official Salary Increases Abolished

All ordinance and policy provisions previously in place that conflict with the provisions of this Ordinance are hereby repealed. Likewise, all previous procedures, discussions, or understandings related to the administration of salaries for those Elected Officials listed in Section 2, above, that are in conflict with the provisions of this Ordinance are hereby declared null, void, and of no effect.

Section 8. Severability

If any section, subsection, or clause of this Ordinance shall be deemed unconstitutional or otherwise invalid, the validity of the remaining sections, subsections and clauses shall not be affected and shall be enforced accordingly.

AND IT IS SO ORDAINED by Newberry County Council this 4th day of November 2015, in meeting duly assembled at Newberry, South Carolina.

NEWBERRY COUNTY COUNCIL

By:

Henry H. Livingston III, Chairman

Reviewed and Approved as to Form:

A.J. Tothacer Jr., County Attorney

Wayne Adams, County Administrator

(SEAL)

Attest:

Laurie N. Renwick, Clerk to Council

First Reading: October 7, 2015

Second Reading: October 21, 2015

Public Hearing: November 4, 2015

Third Reading: November 4, 2015