

By Legislators Long and Maffucci

Intro. No. \_\_\_\_

RESOLUTION NO. \_\_\_\_ OF 2024

**ACCEPTING GRANT FROM NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES FOR OFFICES OF PUBLIC DEFENDER, CONFLICT DEFENDER AND ASSIGNED COUNSEL PROGRAM FOR 2<sup>ND</sup> STATEWIDE EXPANSION OF HURRELL-HARRING PROGRAM**

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to accept a \$39,099,450.21 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Indigent Legal Services for the Office of the Monroe County Public Defender, the Office of the Monroe County Conflict Defender and the Monroe County Assigned Counsel Program for the provision of indigent legal services, for the period of April 1, 2024 through March 31, 2027.

Section 2. The 2024 operating budget of the Office of the Public Defender is hereby amended by appropriating the sum of \$26,089,122.21, into general fund 9300, funds center 2601010000, Public Defender Administration.

Section 3. The 2024 operating budget of the Department of Public Safety is hereby amended by appropriating the sum of \$6,681,672.00 into general fund 9300, funds center 2402010000, Legal Representation.

Section 4. The 2024 operating budget of the Department of Public Safety is hereby amended by appropriating the sum of \$6,328,656.00 into general fund 9300, funds center 2402020000, Assigned Counsel Administration.

Section 5. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements to make any necessary funding modifications within the grant guidelines to meet contractual commitments and to enter into any amendments to extend the time period of the grant.

Section 6. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; April 30, 2024 - CV: 11-0  
Ways and Means Committee; April 30, 2024 - CV: 12-0  
File No. 24-0136

ADOPTION: Date: \_\_\_\_\_ Vote: \_\_\_\_\_

ACTION BY THE COUNTY EXECUTIVE

APPROVED: \_\_\_\_\_ VETOED: \_\_\_\_\_

SIGNATURE: \_\_\_\_\_ DATE: \_\_\_\_\_

EFFECTIVE DATE OF RESOLUTION: \_\_\_\_\_

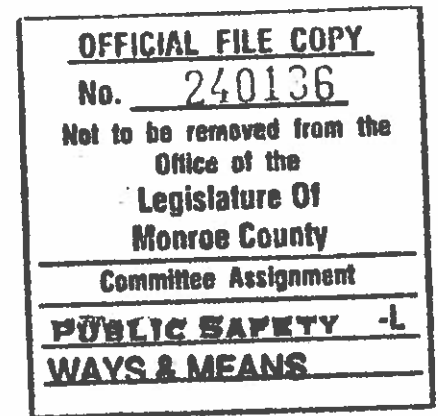


# Office of the County Executive

Monroe County, New York

**Adam J. Bello**  
*County Executive*

April 5, 2024



To The Honorable  
Monroe County Legislature  
407 County Office Building  
Rochester, New York 14614

**Subject:** Acceptance of a Grant from the New York State Office of Indigent Legal Services for the Offices of the Public Defender, the Conflict Defender and the Assigned Counsel Program for the 2<sup>nd</sup> Statewide Expansion of the Hurrell-Harring Program

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the New York State Office of Indigent Legal Services, in the amount of \$39,099,450.21, for the Office of the Monroe County Public Defender, the Office of the Monroe County Conflict Defender and the Monroe County Assigned Counsel Program for the period of April 1, 2024 through March 31, 2027.

This grant will provide funding for part or all of the salary costs equivalent to seventy seven (77) full-time positions in the Office of the Monroe County Public Defender, twenty (20) full-time positions in the Conflict Defender's Office and six (6) full-time positions in the Assigned Counsel Program. This grant will also provide funding for contractual and specialized services, CLE trainings, rent, supplies, legal research materials, professional licenses, travel, computer and database expenses in all three (3) of these Monroe County offices. We have been notified of the funding amounts for the Office of the Monroe County Public Defender (\$26,089,122.21), the Office of the Monroe County Conflict Defender (\$6,681,672.00), and the Office of the Monroe County Assigned Counsel Program (\$6,328,656.00) over a three (3) year period. This is the second time the County has received this grant. This year's funding represents an increase of \$865,937.21 from the last time the County received this grant.

**The specific legislative actions required are:**

1. Authorize the County Executive, or his designee, to accept a \$39,099,450.21 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Indigent Legal Services, for the Office of the Monroe County Public Defender, the Office of the Monroe County Conflict Defender and the Monroe County Assigned Counsel Program for the provision of indigent legal services, for the period of April 1, 2024 through March 31, 2027.
2. Amend the 2024 operating budget of the Office of the Public Defender by appropriating the sum of \$26,089,122.21, into general fund 9300, funds center 2601010000, Public Defender Administration.

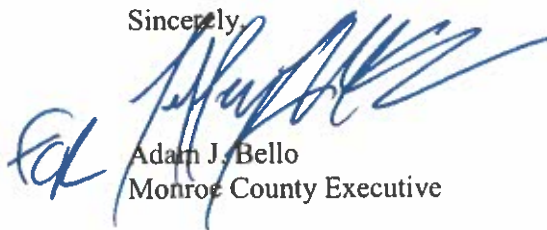
3. Amend the 2024 operating budget of the Department of Public Safety by appropriating the sum of \$6,681,672.00 into general fund 9300, funds center 2402010000, Legal Representation.
4. Amend the 2024 operating budget of the Department of Public Safety by appropriating the sum of \$6,328,656.00 into general fund 9300, funds center 2402020000, Assigned Counsel Administration.
5. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements to make any necessary funding modifications within the grant guidelines to meet contractual commitments and to enter into any amendments to extend the time period of the grant.
6. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not included new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

This grant is 100% funded by the New York State Office of Indigent Legal Services. No net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,



Adam J. Bello  
Monroe County Executive

AJB:db