

By Legislators Long and Maffucci

Intro. No. ____

RESOLUTION NO. ____ OF 2025

ACCEPTING SUPPLEMENTAL AID TO DEFENSE GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR OFFICES OF PUBLIC DEFENDER, CONFLICT DEFENDER, AND ASSIGNED COUNSEL 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 \$1,335,088 supplemental Aid to Defense grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services for the Offices of the Public Defender, the Conflict Defender and the Assigned Counsel Program for the provision of indigent legal services, for the period of April 1, 2025 through March 31, 2026.

Section 2. The 2025 operating budget of the Office of the Public Defender is hereby amended by appropriating the sum of \$827,754 into general fund 9300, funds center 2601010000, Office of the Public Defender.

Section 3. The 2025 operating budget of the Department of Public Safety is hereby amended by appropriating the sum of \$267,018 into general fund 9300, funds center 2402010000, Conflict Defender.

Section 4. The 2025 operating budget of the Department of Public Safety is hereby amended by appropriating the sum of \$240,316 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 agreements affecting such positions.

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

Public Safety Committee; September 30, 2025 - CV: 11-0
Ways and Means Committee; September 30, 2025 - CV: 10-0
File No. 25-0290

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

September 5, 2025

OFFICIAL FILE COPY
No. <u>250290</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
PUBLIC SAFETY, -L
WAYS & MEANS

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

Subject: Acceptance of a Supplemental Aid to Defense Grant from the New York State Division of Criminal Justice Services for the Offices of the Public Defender, the Conflict Defender, and the Assigned Counsel Program

Honorable Legislators:

I recommend that Your Honorable Body accept a supplemental grant from the New York State Division of Criminal Justice Services in the amount of \$1,335,088 for the provision of indigent legal services for the Offices of the Public Defender, the Conflict Defender, and the Assigned Counsel Program for the period of April 1, 2025 through March 31, 2026.

This supplemental grant will provide funding assistance to help offset the cost of public defense services that the County has incurred and will incur during the award period. This is the forty-second year the County has received Aid to Defense funding. This year's supplemental funding represents a decrease of \$125,032 from last year.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept a \$1,335,088 supplemental Aid to Defense grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services for the Offices of the Public Defender, the Conflict Defender and the Assigned Counsel Program for the provision of indigent legal services, for the period of April 1, 2025 through March 31, 2026.
2. Amend the 2025 operating budget of the Office of the Public Defender by appropriating the sum of \$827,754, into general fund 9300, funds center 2601010000, Office of the Public Defender.
3. Amend the 2025 operating budget of the Department of Public Safety by appropriating the sum of \$267,018 into general fund 9300, funds center 2402010000, Conflict Defender.

4. Amend the 2025 operating budget of the Department of Public Safety by appropriating the sum of \$240,316 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 Division of Criminal Justice 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