

Amending The 2024 County Budget To Upgrade A Part-Time Investigator Position To Full-Time Chief Investigator And Raise The Pay Rate – Public Defender

Referred to: The Law Enforcement and Public Safety Committee (Chairwoman Hansut and Legislators Clinton, Hewitt, Maloney, McCollough and Walls), and The Ways and Means Committee (Chairman Gavaris and Legislators Collins, Hansut, Kovacs, Nolan, and Roberts)

Chairwoman of the Law Enforcement and Public Safety Committee, Gina Hansut, and Deputy Chair Chris Hewitt offer the following:

WHEREAS, this resolution has been submitted at the request of the County Executive on behalf of the Public Defender; and

WHEREAS, the Public Defender's Office provides legal representation to indigent legal defendants in all criminal courts in Ulster County; and

WHEREAS, the position of Investigator supports the defense of indigent legal clients and requires a specific background in law enforcement and investigatory techniques and training; and

WHEREAS, the Public Defender utilizes Investigators to perform all aspects of criminal investigations including, but not limited to, conducting interviews, running background checks, completing undercover surveillance, preparing legal documents, conferring with attorneys, and analyzing evidence; and

WHEREAS, the Public Defender has two part-time Investigator positions with this position vacant since December 2023; and

WHEREAS, despite continuous advertising and recruitment efforts, there have been no qualified applicants to fill this part-time position; and

WHEREAS, the current highly qualified individual in part-time position number 1170-1210 is willing to accept employment as a full-time Investigator; and

WHEREAS, the Public Defender's Office would benefit from access to investigatory services during all business hours, not limited to a part-time schedule; and

WHEREAS, these issues would be corrected by upgrading the one Public Defender Investigator position (1170-1227) to a full time position with an annual salary of \$73,360.00; and

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WHEREAS, the Office of Indigent Legal Services (ILS) encourages and promotes the utilization of Investigators to enhance representation of indigent defendants; and

WHEREAS, ILS has approved the budget for the Hurrell-Harring settlement grant funds for the period April 1, 2024 through March 31, 2027, which provides funding for this modification, including related fringe benefits; and

WHEREAS, the anticipated start date for the full time position will be September 1, 2024; and

WHEREAS, the Public Defender requests the 2024 Ulster County Budget be amended to upgrade Public Defender Investigator position (1170-1227) to a full time position; now, therefore be it

RESOLVED, that the 2024 County Budget is hereby amended as follows:

AMEND

<u>POSITION #</u>	<u>TITLE</u>	<u>AMOUNT</u>
1170-1227 (PL #) *New Amended Annual Salary Annual Benefits: \$35,902.00 F/T Salary to Year End Starting 9/1/24 - \$24,360.00 Benefits to Year End Starting 9/1/24 - \$11,921.00 (Change to Full-Time and Increase Rate)	Investigator (70 Hrs)	\$73,360.00*
	<u>INCREASE</u>	<u>AMOUNT</u>
AA.1170.1048-1300.1300 (App. #)	Regular Pay	\$24,360.00
AA.1170.1048-8000.8000 (App.#)	Retirement	\$ 1,742.00
AA.1170.1048-8010.8010 (App.#)	Social Security	\$ 861.00

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AA.1170.1048-3300.3025 (Rev. #)	State Aid Indigent Legal Services	\$13,862.00
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<u>DECREASE</u>	<u>AMOUNT</u>
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AA.1170.1048-1400.1400 (App.#)	Part Time Pay	\$13,101.00
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and moves its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 20 NOES: 0
(Absent: Legislators Clinton, Lopez, and Stewart)

Passed Committee: Law Enforcement and Public Safety on August 7, 2024

Passed Committee: Ways and Means on August 15, 2024

FINANCIAL IMPACT:

\$13,862.00 – ADDITIONAL 2024 APPROPRIATION DOLLARS

\$13,862.00 – ADDITIONAL 2024 STATE REVENUE DOLLARS

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STATE OF NEW YORK

ss:

COUNTY OF ULSTER

I, the undersigned Clerk of the Legislature of the County of Ulster, hereby certify that the foregoing resolution is the original resolution adopted by the Ulster County Legislature on the 20th Day of August in the year Two Thousand Twenty-Four, and said resolution shall remain on file in the office of said clerk.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the County of Ulster this 22nd Day of August in the year Two Thousand Twenty-Four.

[s] Victoria A. Fabella
Victoria A. Fabella, Clerk
Ulster County Legislature

Submitted to the County Executive this
22nd Day of August 2024.

Approved by the County Executive this
30th Day of August 2024.

[s] Victoria A. Fabella
Victoria A. Fabella, Clerk
Ulster County Legislature

[s] Jen Metzger
Jen Metzger, County Executive