



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

November 8, 2024

OFFICIAL FILE COPY	
No.	<u>240396</u>
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
INTRGOV REL	-L
PUBLIC SAFETY	
WAYS & MEANS	

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

Subject: Authorize Intermunicipal Agreements with Seneca County and Wayne County for the Detention of Seneca County and Wayne County Incarcerated Individuals in the Monroe County Jail

Honorable Legislators:

This matter is being referred to Your Honorable Body at the request of Sheriff Todd K. Baxter.

I recommend that Your Honorable Body authorize intermunicipal agreements with Seneca County and Wayne County, permitting them to use the Monroe County Jail for the detention of incarcerated individuals and to pay the County at 100% of the per-diem rate set forth in the U.S. Marshal Service's Detention Services Intergovernmental Agreement with the County, which is currently \$122.13 per non-arraigned detainee and arrestee, for the period of February 1, 2024 through January 30, 2025, with the option to renew for three (3) additional one-year terms.

The Seneca County Sheriff's Office has staffing issues and are unable to provide adequate care and supervision of their female incarcerated individuals and would like to utilize the services of the Monroe County Jail. The Wayne County Sheriff's Office is in the process of accreditation and desires a "back-up" plan to be in effect in the event of an abrupt closing of their jail facility. The agreement with Wayne County will assist them in their accreditation process and provide a method of reimbursement in the event incarcerated persons from that facility are ever housed in the Monroe County Jail. The amount received from these counties will reimburse the Monroe County for the costs of providing these services. New York Correction Law §504 authorizes the use of Substitute Jail Orders to transfer the care and custody of incarcerated individuals from one county jail to another.

The specific legislative action required is to authorize the County Executive, or his designee, to execute intermunicipal agreements, and any amendments thereto, with Seneca County and Wayne County permitting them to use the Monroe County Jail for the detention of incarcerated individuals and to pay the County at 100% of the rate set forth in the U.S. Marshal Service's Detention Services Intergovernmental Agreement with the County, which is currently \$122.13 per non-arraigned detainee and arrestee, for the period of February 1, 2024 through January 30, 2025, with the option to renew for three (3) additional one-year terms.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c) (26) (“routine or continuing agency administration and management, not including 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 intermunicipal agreement is revenue generating. 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