



Office of the County Executive Monroe County Legislature

July 8, 2024

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

OFFICIAL FILE COPY	
No.	<u>240225</u>
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
URGENT	-L

Subject: Home Rule Message for Assembly Bill No. A.10582 Entitled "AN ACT to authorize the County of Monroe to offer an optional twenty year retirement plan to Christopher R. Fay, a captain employed by such county"

Honorable Legislators:

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

We recommend that Your Honorable Body adopt a Home Rule Message in regard to the above bill that will authorize Monroe County to offer an optional twenty year retirement plan to Captain Christopher R. Fay of the Monroe County Sheriff's Office Road Patrol.

Captain Fay was hired to work in the Monroe County Jail Bureau on August 26, 1991. On May 25, 1998, he was transferred to the Road Patrol Division. He pension membership should have been transferred to the 20-year retirement plan provided in §§552 and 553 of Article 14-B of the Retirement and Social Security Law. For reasons unknown to him, his pension plan membership was not transferred from the jail retirement plan to the 20-year Road Patrol plan.

When he learned that he was still in the jail retirement plan, he was informed that he could not be moved to the 20-year plan without state legislative approval. This bill would authorize this Honorable Body to approve such a transfer.

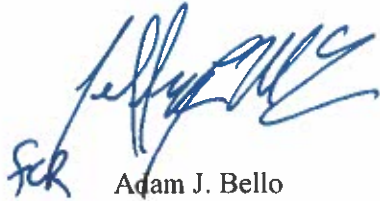
The specific legislative action required is to adopt a Home Rule Message for Assembly Bill No. A.10582 Entitled "AN ACT to authorize the County of Monroe to offer an optional twenty year retirement plan to Christopher R. Fay, a captain employed by such county."

This is 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 Revenue Act.

Adoption of this Home Rule Message will have no impact on the revenues or expenditures of the current Monroe County budget, however, if this bill becomes law, Your Honorable Body will have the option of offering this pension benefit to Captain Christopher R. Fay, which according to the fiscal note prepared by the Office of the State Comptroller would increase the County's annual contribution to the pension system by approximately \$12,000 for the fiscal year ending March 31, 2025. In future years, this cost will vary as the billing rates and salary of Christopher R. Fay change. In addition to the annual contributions discussed above, there would be an immediate past service cost of approximately \$145,000, which will be borne by the County as a one-time payment on or before February 1, 2025 or at the County's

election, it may amortize this cost over a five-year period, the cost or each year including interest would be \$32,300.

We recommend that this matter receive favorable action by Your Honorable Body.

Handwritten signature of Adam J. Bello in blue ink.

Adam J. Bello
Monroe County Executive

Sincerely,

Handwritten signature of Dave Long in blue ink.

Dave Long
Monroe County Legislature
Public Safety, Chairman

Handwritten signature of Paul Dondorfer in blue ink.

Paul Dondorfer
Monroe County Legislature
Public Safety, Ranking Member

By Legislators _____ and _____

Intro. No. _____

RESOLUTION NO. _____ OF 2024

REQUESTING THE LEGISLATURE OF THE STATE OF NEW YORK PURSUANT TO ARTICLE IX OF THE CONSTITUTION TO ENACT INTO LAW ASSEMBLY BILL NO. A.10582 ENTITLED "AN ACT TO AUTHORIZE THE COUNTY OF MONROE TO OFFER AN OPTIONAL TWENTY YEAR RETIREMENT PLAN TO CHRISTOPHER R. FAY, A CAPTAIN EMPLOYED BY SUCH COUNTY"

RESOLVED, that pursuant to Article IX of the Constitution, the Legislature of the County of Monroe does hereby request the enactment of legislation as follows:

Assembly Bill No. A.10582 Entitled "AN ACT to authorize the County of Monroe to offer an optional twenty year retirement plan to Christopher R. Fay, a captain employed by such county."

And be it further

RESOLVED, that this resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 24-_____.a

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____