



## **MONROE COUNTY**

### **Agenda/Charter Committee**

**April 21, 2025 5:00 PM**

#### ***AGENDA***

A. ROLL CALL

B. PUBLIC FORUM

C. APPROVAL OF MINUTES

December 17, 2024

D. NEW BUSINESS

25-0134

Enact a Local Law Entitled "Waiver of Residency Requirement for Attorneys Employed by Monroe County" - County Executive Adam J. Bello

E. OTHER MATTERS

F. ADJOURNMENT

The next meeting of the Agenda Charter Committee is Scheduled for Monday, May 19, 2025 at 5:00 P.M.



ATTACHMENTS:

Description File Name

- December 17, 2024 12.17.24\_Agenda\_Charter\_Draft\_Minutes.pdf

Summary of Minutes  
AGENDA/CHARTER COMMITTEE  
December 17, 2024  
4:50 p.m.

Chairwoman Barnhart called the meeting to order at 5:04 p.m.

MEMBERS PRESENT: Rachel Barnhart (Chair), John B. Baynes (Vice Chair), Dave Long, Albert Blankley, Sean McCabe (RMM), Steve Brew, Frank Ciardi, Kirk Morris, Yversha Román (Ex-Officio)

MEMBERS ABSENT: Michael Yudelson (Excused)

OTHER MEMBERS PRESENT: Mark Johns, Blake Keller, Tracy DiFlorio, Jackie Smith, Virginia McIntyre, Robert J. Colby, Mercedes Vazquez Simmons, William Burgess, Santos Cruz, Rose Bonnick, Howard Maffucci, Linda Hasman

ADMINISTRATION PRESENT: John Bringewatt (County Attorney), Robert Franklin (CFO), Laura Smith (Chief Deputy County Attorney), Tim Henry (Deputy Director Public Safety), Adrienne Green (Legislative Liaison), Sean Murphy (Engineering & Facilities Management), Dawn Staub (DA Admin), Richard Tantalo (Director Public Safety), Kristine Durante (Probation Admin), Steve Barz (Communications Director), Amy Grower (Chief of Staff)

PUBLIC FORUM: There were no speakers.

APPROVAL OF MINUTES: The minutes of October 21, 2024 were approved as submitted.

NEW BUSINESS:

*(President Román voted on the following referral.)*

**24-0450 -** Confirmation of Appointments to the Monroe County Board of Health – County Executive Adam J. Bello

MOVED by Legislator Blankley, SECONDED by Legislator Baynes.

ADOPTED: 5-4 (*Legislators Brew, Ciardi, McCabe and Morris Voted in the Negative.*)

OTHER MATTERS

ADJOURNMENT:

There being no other matters, Chairwoman Barnhart adjourned the meeting at 5:27 p.m.

The next Agenda/Charter Committee meeting is scheduled for **Monday, January 27, 2025 at 5:00 p.m.**

Respectfully Submitted,  
David Grant  
Clerk of the Legislature



ATTACHMENTS:

Description File Name

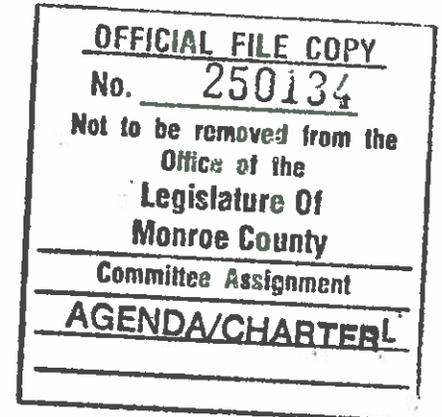
▣ Referral R25-0134.pdf



# Office of the County Executive

Monroe County, New York

**Adam J. Bello**  
County Executive



April 4, 2025

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

Subject: Enact a Local Law Entitled "Waiver of Residency Requirement for Attorneys Employed by Monroe County"

Honorable Legislators:

I recommend that Your Honorable Body enact a local law entitled "Waiver of Residency Requirement for Attorneys Employed by Monroe County." This Local Law would assist our District Attorney's Office, Law Department, Public Defender's Office, and Conflict Defender's Office in attracting and retaining qualified candidates for attorney positions.

Our Monroe County legal offices have all experienced losing attorney staff to other counties, or being unable to recruit qualified candidates due to our residency requirement. Our neighboring counties generally do not require attorney staff to live within the county in which they serve. This Local Law would allow Monroe County to attract a broader pool of applicants and remain competitive with neighboring counties by permitting attorneys employed by the County to reside in either Monroe County or an adjoining county, while still ensuring that senior leadership positions in each of the County legal offices are required to reside in Monroe County.

**The specific legislative action required is:**

1. Schedule and hold a public hearing on the proposed Local Law.
2. Enact a Local Law entitled "Waiver of Residency Requirement for Attorneys Employed by Monroe County."

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.

Enactment of this Local Law will have no impact on the revenues or expenditures of 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

By Legislators \_\_\_\_\_ and \_\_\_\_\_

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

LOCAL LAW NO. \_\_\_\_ OF 2025

**ENACT A LOCAL LAW ENTITLED “WAIVER OF RESIDENCY REQUIREMENT FOR ATTORNEYS EMPLOYED BY MONROE COUNTY”**

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

**Section 1.** A new chapter shall be added as Chapter 392 of the Monroe County Code entitled “Waiver of Residency Requirement for Attorneys Employed by Monroe County” and shall read as follows:

**§ 1 Definitions.** Defined terms used in this local law shall have the same meaning as ascribed to them below:

**COUNTY** shall mean Monroe County.

**ATTORNEY** shall mean an individual employed by Monroe County as an Assistant District Attorney, a Deputy County Attorney, an Assistant Public Defender, or an Assistant Conflict Defender, provided however that for purposes of this Chapter it shall not mean anyone in a position in Pay Group 22 or above.

**§ 2 Residency Requirement.** Public Officers Law § 3, as amended or changed, is hereby amended and superseded in its application to the County as follows: provisions of Public Officers Law § 3, as amended or changed, requiring a person to be a resident of the political subdivision or municipal corporation of the state for which he or she shall be chosen or in which his or her official functions are required to be exercised, shall not prevent a person from being employed as an Attorney by the County, provided that such person resides in the County or any adjoining county within New York State.

**Section 2.** If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

**Section 3.** This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

\_\_\_\_\_ Committee; \_\_\_\_\_, 2025 - CV:  
File No. 25-\_\_\_\_.LL

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

ACTION BY THE COUNTY EXECUTIVE

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

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

EFFECTIVE DATE OF LOCAL LAW: \_\_\_\_\_