

## **RESOLUTION NO. 43**

### **AUTHORIZING THE OFFICES OF THE PUBLIC DEFENDER AND ALTERNATE PUBLIC DEFENDER TO CONSIDER OUT-OF-COUNTY APPLICANTS FOR THE POSITIONS OF ASSISTANT ALBANY COUNTY PUBLIC DEFENDER AND ASSISTANT ALTERNATE ALBANY COUNTY PUBLIC DEFENDER**

Introduced: 2/8/21

By Personnel Committee:

WHEREAS, The Offices of the Public Defender and Alternate Public Defender have diligently sought out qualified applicants for the positions of Assistant Albany County Public Defender and Assistant Albany County Alternate Public Defender, respectively, and

WHEREAS, The Public Defender and Alternate Public Defender have indicated that based upon new requirements of the New York State Office of Indigent Legal Services, many Public Defender's and Alternate Public Defender's Offices throughout the state will be seeking to greatly increase their attorney staff over the next five years, and

WHEREAS, The Public Defender and Alternate Public Defender have further indicated they have not been able to locate qualified applicants who are residents of Albany County and willing to accept these positions, and

WHEREAS, Resolution No. 245-C for 1995 requires the approval of this Honorable Body for the consideration and hiring of out-of-county applicants in instances where there are not sufficient qualified Albany County residents who have applied for such positions, and

WHEREAS, The Personnel Committee of the Albany County Legislature has been satisfied that there exists a shortage of qualified Albany County residents to fill the Assistant Albany County Public Defender and Assistant Alternate Albany County Public Defender positions and has recommended that approval in accordance with the requirements of Resolution No. 245-C for 1995 be given for a 12-month period in order to fill such position on the condition that such employee(s) move into the County within one year of their start date, now, therefore be it

RESOLVED, By the Albany County Legislature that the consideration of out-of-county applicants to fill the positions of Assistant Albany County Public Defender and Assistant Alternate Albany County Public Defender are hereby approved in accordance with the requirements of Resolution No. 245-C for 1995 for a 12-month

period in order to fill such position on the condition that said employee(s) move into Albany County within one year of their start date, and, be it further

RESOLVED, That the aforementioned approval to consider out-of-county applicants for these positions shall expire February 15, 2022, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Official.