

**RESOLUTION NO. 409**

**AUTHORIZING AN AMENDMENT OF THE 2017 LEASE AGREEMENT BETWEEN ALBANY COUNTY AND THE CAPITAL DISTRICT YOUTH CENTER, INC. (CDYCI) TO ALLOW FOR AN INCREASE IN BED SPACE TO RESPOND TO THE REQUIREMENTS OF THE RECENTLY ENACTED RAISE THE AGE LEGISLATION**

Introduced: 9/12/18

By Social Services Committee and Ms. McKnight:

WHEREAS, Pursuant to Article 3 of the Family Court Act of the State of New York, as well as under the recently enacted Raise the Age legislation, it is the County's duty and responsibility to provide secure detention services for juvenile delinquents who are under court orders, and

WHEREAS, by Resolution 292 for 1996, the Albany County Legislature approved the implementation of steps to acquire, construct, equip, and finance a regional juvenile detention facility known as the Capital District Youth Center, Inc. (CDYCI) for the counties of Albany, Rensselaer, Saratoga, and Schenectady, and

WHEREAS, on February 1, 1997, the County of Albany entered into a Municipal Cooperative Agreement whereby the four counties created CDYCI for the purpose of providing for the availability of a juvenile detention facility, and

WHEREAS, pursuant to Resolution 270 for 2016 the Legislature authorized the County Executive to enter into an amendment to the lease agreement with the CDYCI for the term January 1, 2017 through December 31, 2017, with an option for a one year renewal, at NYS Division for Youth approved rates and subject to adjustments based on usage and operation costs, and

WHEREAS, on February 10, 2017 the County of Albany, as tenant, and CDYCI, as landlord, entered into a lease agreement which amended the Lease agreement from 1997 to allow for an extension of the terms of the original lease for the term commencing January 1, 2017 and ending December 31, 2017, with an option for a one year renewal, at NYS Division for Youth approved rates and subject to adjustments based on usage and operation costs, and

WHEREAS, the County Executive has indicated that due to the implementation of the Raise the Age legislation, an amendment to the lease agreement is necessary to allow for an increase in the number of reserve beds allocated to Albany County at the facility, therefore be it

RESOLVED, by the Albany County Legislature that the County Executive is authorized to enter in to an agreement with CDYCI amending the original lease agreement in order to raise the number of reserve beds for Albany County from 7.5 beds to 12 beds in order to handle the increased population from the implementation of the Raise the Age legislation, and be it further

RESOLVED, that the County Executive is authorized to enter in to an agreement with CDYCI to re-open the unused 8 bed wing of the regional juvenile detention facility to further accommodate the increase in utilization that is expected, therefore increasing the total available bed space from 16 beds to 24 beds, and be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, 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 Officials.

*Adopted by unanimous vote – 9/12/18*