

PUBLIC SAFETY COMMITTEE

January 6, 2016

NOT APPROVED

Committee Members Present: P. Curran, D. Healy, S. Burt, J. Hopkins, K. LaForge, A. McGraw, C. Crandall

Others Present: H. Budinger, D. Decker, L. Edwards, D. Fanton, K. Graves, G. Green, S. Grusendorf, D. Hanchett, R. Hollis, K. Hooker, C. Ivers, B. Kelley, J. Luckey, J. Margeson, T. Miner, K. Monroe, B. Riehle, T. Ross, R. Scott, R. Starks, R. Whitney

Media Present: No media present.

Call to Order: The meeting was called to order at 11:01 a.m. by Public Safety Committee Chairman Phil Curran.

Approval of Minutes

A motion was made by Legislator Burt, seconded by Legislator Hopkins, and carried to approve the Public Safety Committee minutes of December 2, 2015.

Public Defender

Monthly Report

Public Defender Barbara Kelley pre-filed her monthly report. She said she compared this year's end-of-year report with last year's report, and the numbers are very close. She noted things are pretty stable. She reported they receive a fixed amount of money from the State through distributions, and one of them was expiring. They applied for an extension, and she doesn't anticipate any issues. Legislator Curran asked if anything was coming up. Ms. Kelley replied no. Legislator Healy asked about the progress on the Public Defender's office space needs. Ms. Kelley stated she has not heard anything, and would appreciate any input. She noted they are on top of each other in their current space, and it is bad. She was hoping to get answers at the Facilities and Communications Committee meeting today.

Emergency Management and Fire

Monthly Report

Director Jeff Luckey pre-filed his monthly report. He said they had an audit of five random courses from the New York State Department of Health Bureau of the EMS. It was a good review with some minor recommendations. He reported the untimely death of Dave Wallace from District 4. He reported he will be attending the District 4 monthly meeting tonight. They sent out letters for a replacement for Mr. Wallace, and have received two applications. Mr. Luckey said he met with representatives from the New York Power Authority, and reviewed critical infrastructures where power should be returned first during a power outage. Mr. Luckey stated he will request more acceptance and re-appropriation of funds at the next committee meeting.

Accept and Re-Appropriate Homeland Security Funds Contract # C969149

Mr. Luckey requested a resolution to accept and re-appropriate Technical Rescue Grant Program money that was not spent in 2015 for project number TR14-1013-D00 SHSP, contract number C969149.

Appropriations

A3653.207	Homeland Security – Type 3 Personal Protective Equipment	\$26,699
A3653.207	Homeland Security – Thermal Imaging Camera	\$ 4,500
A3653.207	Homeland Security – Generators, Portable	\$ 4,200
A3653.207	Homeland Security – Hand and Gas Powered Tools	\$ 1,273
A3653.207	Homeland Security – Rescue Litter and Accessories	\$ 1,089
A3653.207	Homeland Security – SCBA Air Cylinders	\$ 5,000
A3653.207	Homeland Security – Line Thrower	\$ 2,000
A3653.207	Homeland Security – Personal Flotation Device Throw Able Type	\$ 716
A3653.207	Homeland Security – Binoculars	\$ 880
A3653.207	Homeland Security – River Rescue Boards	\$ 990
A3653.207	Homeland Security – Water Rescue Throw Bags & Related Equip	\$ 400
A3653.207	Homeland Security – Response/Equipment Trailer	\$27,000
A3653.207	Homeland Security – Non-motorized Inflatable Rapid Deployment Craft	\$ 6,026
A3653.207	Homeland Security – Inflatable Motorized Watercraft	\$12,968
A3653.207	Homeland Security – Rope Rescue Rigging Equipment to Include Plates	\$ 5,205
	Total:	\$98,946
Revenue		
A3653.3306.EMW14	Homeland Security Fed Aid (Emergency Services)	\$98,946

Approval was granted on a motion by Legislator Healy, seconded by Legislator McGraw, and carried. **Refer to Ways & Means**

Accept and Re-Appropriate Homeland Security Funds Contract # C969150

Mr. Luckey requested a resolution to accept and re-appropriate grant money that was not spent in 2015 for project number SH15-1001-D00-SHSP, contract number C969150.

Appropriations

A3656.207	2015 Homeland Security – PPE and Related Equipment	\$10,000
A3656.207	2015 Homeland Security – GIS Software	\$14,000
A3656.207	2015 Homeland Security – Generators, Portable	\$26,000
A3656.207	2015 Homeland Security – Tactical Medical Gear Bags	\$ 1,500
A3656.416	2015 Homeland Security – Connectivity for Director's Cell Phone	\$ 1,000
	Total:	\$52,500
Revenue		
A3653.3306.EM15	2015 Homeland Security Fed Aid (Emergency Services)	\$52,500

Approval was granted on a motion by Legislator Healy, seconded by Legislator McGraw, and carried. **Refer to Ways & Means**

STOP-DWI**Monthly Report**

Coordinator Linda Edwards pre-filed her monthly report, and asked if anyone had questions. She reported the 2016 STOP-DWI Plan has been approved by the State. She said the STOP-DWI New York has re-instituted a newsletter, and she submitted a couple of articles. Ms. Edwards distributed a copy of the newsletter to members of the Committee. Legislator Burt asked where the newsletter is distributed. Ms. Edwards replied through email and on the STOP-DWI website. She added if anyone would like a copy, please let her know.

The Dan Barkley Basketball Showcase will be next week on Friday, January 15, at 6:30 p.m. and Saturday, January 16, at 12:00 p.m. at the Alfred University McLane Center. She noted it is a collaboration between Allegany and Steuben County. Anyone is welcome to attend. She said she will be there both days representing the Youth Bureau and STOP-DWI with the

prescription drug abuse display, giveaways, and educational information. Ms. Edwards will be promoting educational activities for students as well. She added Steuben County STOP-DWI will not be attending, but the Steuben Youth Bureau will be there. Legislator Healy asked if they had a DWI patrol on Christmas Eve. Ms. Edwards said they had one on December 19, but she doesn't have the results yet. She reported the DWI numbers for 2015 will be up.

District Attorney

Monthly Report

District Attorney Keith Slep was not in attendance, but pre-filed his report.

Probation

Monthly Report

Director Bob Starks pre-filed his monthly report. He said some of the 2015 statistics line up with last year and some differ. Legislator Curran asked if they consistently differ or are there ups and downs all the time. Mr. Starks reported he would know more once he did his annual report, but he is certain the juvenile intakes have been decreasing over the past few years. He noted the Juvenile Delinquent intakes are down by 15 and PINS intakes are about the same. He said hopefully kids are getting the messages, and are not committing crimes. Legislator Healy noted the segment of this population is down, and schools are having problems with enrollment because of the decrease.

Accept and Approve Agreement with ARA for Provision of Forensic Evaluator

Mr. Starks requested a resolution to accept and approve an agreement with ARA – The Counseling Center for the provision of a Forensic Evaluator to conduct sex offender evaluations. Mr. Starks reported an individual who has completed all sex offender assessments for the last 20 years has been paid directly by Probation. The defendants pay for the assessment, but it goes through Probation. He said this impacts this individual during tax time. Mr. Starks said she is an employee of ARA, and they have worked out an agreement with ARA to bill Probation for her services. He said County Attorney Tom Miner has reviewed the agreement, and has no objection. Mr. Curran asked if this agreement will carry over to the next person if the current person doesn't do it anymore. Mr. Starks said if for some reason she no longer does it, the agreement can be terminated or ARA can find another employee to provide the service. Legislator Hopkins asked what services this person provides and if the services are requested by the defendants or mandated. Mr. Starks said the defendants are under probation supervision and court ordered to have an evaluation. She does the evaluation, and makes a determination if they need treatment and to what extent. The request was approved on a motion by Legislator McGraw, seconded by Legislator Burt, and carried. **Prepare Resolution**

Weights & Measures

Monthly Report

Director Gilbert Green pre-filed his monthly report. He welcomed Legislator Hopkins to the Committee. He reported he finished everything. He had three scales and two gas pumps that failed this past year. Legislator Graves asked if the ones that fail are subject to fines. Mr. Green said he gives them a certain amount of time to correct the issue. He noted most of the time the scales fail because they are worn not, not because they are tampered with. He also said he didn't find any credit card skimmers. He stated they found about 6-7 of them statewide including one in Monroe County. The rest were mostly downstate. Mr. Green said businesses

are starting to get new scales because of the chip reader for the new credit cards. He noted sometimes it is cheaper to buy the whole system than just the readers. Legislator Decker asked if the new scales are already pre-calibrated. Mr. Green said they are pre-calibrated. He goes out to certify they are correct and puts his seal of approval on them.

Mr. Green said if they sell the Cornell Cooperative Extension Building with the garage, he is going to need a storage shed. Legislator Healy asked what he will need for space. Mr. Green replied 500 square feet with an 8 x 8 door in order to get the carts in and out. He said he spoke with Public Works Superintendent Guy James this morning about it.

Sheriff's Office

Monthly Report

Sheriff Rick Whitney pre-filed his monthly report, and was willing to entertain any questions. He said he did Shop-with-a-Cop again, and it was fun. Legislator Burt asked if there was anything interesting at the event this year. Sheriff Whitney replied a little girl said she wanted to be a police officer when she grew up, but she was never going to make it. He asked her why. She said not with her family history. He explained to her it didn't matter what her family did, but if she behaved herself and went to school she could make it. Legislator Hopkins asked what about the value for Shop-with-a-Cop. Sheriff Whitney said about \$8,000 to \$10,000. He reported the Sheriff's Office and Triad donated \$1,300. He said 94 kids participated, and each one had \$40 to shop. They were also given gift cards to use with the kids.

Accept and Appropriate Funds for ACT II Batterers Program

Sheriff Whitney requested a resolution to accept and appropriate \$9,100 from Accord Corporation for the continuation of the ACT II Batterers Program. The funds should be appropriated as follows:

Appropriation #	A3117.449	\$9,100
Revenue #	A3117.2260.00	\$9,100

The request was approved on a motion by Legislator Healy, seconded by Legislator Burt, and carried. **Refer to Ways & Means**

Accept and Appropriate New York State Division of Criminal Justice Service Narcotics Grant

Sheriff Whitney requested a resolution to accept and appropriate the New York State Division of Criminal Justice Service Narcotics Grant. This grant is filed jointly with the Cattaraugus County Sheriff's Narcotics Unit. The total award for the grant is \$75,000 that will be split equally between Cattaraugus and Allegany Counties. The Allegany County Narcotics Unit will receive grant funds in the amount of \$37,500. Sheriff Whitney stated there is no County match. Legislator Burt asked if they know what equipment they are buying. Sheriff Whitney replied yes, and said Lieutenant Shawn Grusendorf has a copy. Legislator Healy asked about the requirements of the grant. Mr. Grusendorf said 20 percent has to be spent using a Minority or Women Owned Business. They submitted a list of certified businesses they will use, and it has already been approved by the State. Legislator Healy asked about the overtime. Mr. Grusendorf said they can use about \$4,000 towards overtime.

Appropriation #		
A3111.103	Sheriff – Drug Program Overtime	\$ 3,995
A3111.201	Sheriff – Drug Program Equip-Office	\$10,450
A3111.208	Sheriff – Drug Program Equip-Police	\$21,800
A3111.408	Sheriff – Drug Program Gen Supplies	<u>\$ 1,255</u>
	Total:	\$37,500
Revenue #		
A3111.3324.DCJS	Sheriff – Drug Program	\$37,500

The request was approved on a motion by Legislator McGraw, seconded by Legislator LaForge, and carried. **Refer to Ways & Means**

Request Permission to Amend Resolutions 209-09 and 65-14

Sheriff Whitney requested a resolution to amend Resolutions 209-09 and 65-14 to include any employee of the Sheriff's Office who performs duties of a Field Training Officer. Each Field Training Officer received a stipend of \$500 at the end of the year that reflects the additional duties performed by the Field Training Officers. This Memorandum of Understanding is to ensure the stipend is available to all Sheriff's Office employees, not a request to increase the number of Field Training Officers eligible for the stipend. Sheriff Whitney said the resolution refers to a Sheriff's Office employee, but the minutes said Corrections Officer. There was discussion about clarification on who can act as a Field Training Officer. County Attorney Tom Miner commented it references Field Training Officers. At the time it was discussed, it was a requirement of Corrections Officers to have a certain amount of training. Therefore, it was their belief that it was only Corrections Officers. He stated he was unsure if the State required 911 Dispatchers to have supervised training. Sheriff Whitney stated they do. He noted Deputies, Corrections Officers, and Dispatchers all have to have field training. County Treasurer Terri Ross commented the resolution is very vague. She noted there are a lot of employees in the Sheriff's office, including office staff. She stated it needs to be clearer, including who is eligible for the field training. Legislator Graves asked about the fiscal impact. Sheriff Whitney said they can pay up to 21 Field Training Officers, and they will not go over that amount. He noted they only had 16 this year. A motion to refer this to the County Attorney to make clarifications was made by Legislator Curran, seconded by Legislator LaForge, and carried. **Refer to County Attorney**

Permission to Promote a Corrections Officer to Deputy Sheriff

Sheriff Whitney requested approval to fill a Deputy Sheriff Position (Council 82 Local 3989, Step 0) by promoting a Corrections Officer to Deputy Sheriff, and fill all subsequent positions that will become vacant as listed, such as a part-time Corrections Officer to a full-time Corrections Officer Position (Council 82 Local 3989, Step 0). The Deputy position became vacant due to a retirement of a Deputy Sheriff. Approval was granted on a motion by Legislator LaForge, seconded by Legislator McGraw, and carried. **Refer to Ways & Means**

Old Business

Legislator Decker spoke about security at the County Office Building. He said they have some additions, and distributed the changes to a proposed resolution. He would like to move his proposed resolution to the County Attorney's office to write a formal resolution. Then, he would like to meet with Lieutenant Shawn Grusendorf to see what the costs will be. He proposed the following resolution:

POLICY REGARDING COUNTY EMPLOYEES AND VISITORS ENTERING THE ALLEGANY COUNTY OFFICE BUILDING

Offered by Public Safety Committee

WHEREAS, the County has in place security checkpoints with scanners at both entryways into the County Courthouse and County Office Building, and

WHEREAS, security checkpoints were put in place to ensure the safety of County employees and visitors to the County Courthouse and County Office Building, and

WHEREAS, recent news events describing workplace violence and school violence highlight a growing threat of random and violent behavior, and

WHEREAS, the threat of a terrorist attack against so called "soft targets" cannot be discounted, and

WHEREAS, the resort to violence reflects in some part a loss of common values and a growing sense of alienation amongst certain members of society, and

WHEREAS, various mandated undertakings of County government are extremely stressful and can be perceived as threatening to certain members of the general public, and

WHEREAS, a breakdown in the traditional family structure encompasses both County employees and the general public, and

WHEREAS, incidents of workplace violence can occur as a result of disgruntled and mentally unstable visitors as well as disgruntled and mentally unstable employees, and

WHEREAS, weapons can be secreted on an individual's body or amongst items being carried into a building, and

WHEREAS, certain readily available weapons have the ability to quickly injure and kill multiple individuals, and

WHEREAS, some employees enter the County Courthouse and County Office Building prior to and after normal business hours, and

WHEREAS, the best way to protect County employees and the general public while visiting the County Courthouse and County Office Building is to prevent anyone from bringing weapons into these building, and

WHEREAS, the best way to prevent weapons coming into these buildings is to require everyone entering the building to have their person and personal items scanned, now therefore, be it

RESOLVED:

1. That effective immediately, everyone entering the County Courthouse and County Office Building must have their person and personal items pass through the scanners at the security checkpoints every time they enter the building.

2. That the Allegany County Sheriff is directed to make sure that all personnel under his control ensure that everyone entering the buildings have both their person and personal items scanned.
3. That one entrance be designated for early and late entry by the use of pass cards and monitored by video cameras for County employees.
4. That all exterior door locks be changed immediately and keys only issued to security personnel.
5. That the security checkpoints be remodeled directing everyone through the scanners, and making these checkpoints the first line of defense against someone attempting to harm at the County Courthouse and County Office Building.

Legislator Healy asked who worked on this resolution. Legislator Decker said mostly himself and Legislator Curran. Legislator Healy suggested forming a subcommittee, and include the County Attorney, County Administrator, and other persons they deem necessary. He believes it is a good start, but it should be an open process with more input. Legislator LaForge commented he would like to have Department of Social Services (DSS) staff at the meeting because they have the biggest security concerns. Legislator Curran asked what the subcommittee would be charged to do. Legislator Healy said they would address the issue and set policy. He believes it needs to be comprehensive, and should have input from others. Legislator Fanton stated he believes department heads should be involved if they want to. Legislator Healy added they know what is unique to their department, and they can express their concerns. The Subcommittee will consist of Legislator Decker as Chairman, Legislator Hopkins, Legislator Healy, Sergeant Andy Bigelow, Lieutenant Shawn Grusendorf, Interim County Administrator John Margeson, a representative from DSS, and Public Works Deputy Superintendent Dean Scholes. Personnel Bobby Budinger would like the opportunity to comment of it when it is the final form because he would be in charge of enforcing it.

County Attorney Tom Miner discussed the issue of Judges and the Office of Court Administration (OCA). Lieutenant Shawn Grusendorf noted he did some research and they can't have any restrictions or be designated to a certain entry way. Legislator Healy asked if they have looked at other Counties' policies regarding building security. Legislator Fanton suggested looking at Steuben and Cattaraugus Counties' policies. Mr. Grusendorf said they have not, but he will be glad to assist. Sheriff Whitney stated he will contact other counties to see if he can get copies of their policies, and send them to the Committee. Legislator Decker said he would like to do the best they can to protect County employees and visitors, and it needs to be moved forward. County Treasurer Terri Ross said if they are talking about money, the Department of Public Works needs to be involved because they are in charge of building and grounds. Legislator Burt appreciates the work Legislator Decker has put into this issue, and he is in favor of this resolution. Legislator Hopkins stated she appreciates the work put into this and the urgency. But, she feels it is important to do the homework before a final resolution is proposed. She doesn't want them to have to change it down the road, so she thinks involving other people is important. A motion was made to form a subcommittee to work within a certain time frame to address building security by Legislator Healy, second by Legislator LaForge, and carried. (Voting no: P. Curran, and S. Burt)

There being no further business to come before the committee, the meeting was adjourned at 12:03 p.m. following a motion by Legislator LaForge, seconded by Legislator Burt, and carried.

Respectfully submitted,
Rebecca Scott, Secretary to the Clerk of the Board
Allegany County Board of Legislators

PUBLIC SAFETY COMMITTEE

February 4, 2016

NOT APPROVED

Committee Members Present: P. Curran, D. Healy, S. Burt, J. Hopkins, K. LaForge, A. McGraw, C. Crandall

Others Present: L. Ballengee, H. Budinger, D. Decker, L. Edwards, D. Fanton, K. Graves, G. Green, S. Grusendorf, R. Hollis, K. Hooker, C. Ivers, B. Kelley, J. Luckey, J. Margeson, T. Miner, K. Monroe, B. Riehle, T. Ross, R. Scott, K. Slep, R. Starks, R. Whitney

Media Present: B. Quinn, *Wellsville Daily Reporter*

Call to Order: The meeting was called to order at 11:00 a.m. by Public Safety Committee Chairman Phil Curran.

Approval of Minutes

A motion was made by Legislator Burt, seconded by Legislator Healy, and carried to approve the Public Safety Committee minutes of January 6, 2016.

Public Defender

Monthly Report

Public Defender Barbara Kelley pre-filed her monthly report. Ms. Kelley noted they are busy, and have more criminal cases than family court cases. She noted normally they are about equal, but family court cases decreased and criminal cases increased. Ms. Kelley stated misdemeanors increased significantly. Legislator Healy asked if the 102 applications received represented the number of defendants. Ms. Kelley stated they count the number of people, not the number of charges. Legislator Healy asked if any are repeat offenders. Ms. Kelley said she has been in the Public Defender's Office for 25 years, and she knows many of them and their families. She commented years ago they had 3 generations of sex offenders; the grandfather, father, and son. Legislator Healy said when he worked at the County Jail, there was a father and his boys in jail at the same time. Legislator Burt asked what was VOP and SORA. Ms. Kelley explained VOP means violation of probation, and SORA is Sex Offender Registration Act.

Ms. Kelley stated she is monitoring the State Legislature over the next few months concerning the State taking over the cost of public defense. She noted if she hears anything, she will let the Committee know. Legislator Hopkins asked if it was just the cost or if it included administration as well. Ms. Kelley stated the statute only takes about the cost. She believes the cost will be graduated. The first year would be 25 percent, then 50 percent, and so on until after 4 years the State would pay 100 percent. She believes if this is the case, the State would have some say in administration.

Emergency Management and Fire

Monthly Report

Director Jeff Luckey pre-filed his monthly report. Mr. Luckey noted his family had 3 generations of firemen in Short Tract with 100 years of service; his dad, himself, and his son. Mr. Luckey attended the 2016 Bakken Crude Oil Seminar and Tabletop Exercise in Pittsford, New York. He noted New York State has some foam trailers that have been pre-deployed

across the State. Mr. Luckey stated the transportation of the Bakken Crude Oil has dramatically decreased. He noted the County is not directly on the transportation line. Legislator Decker asked for more information about Bakken. Mr. Luckey said it comes from North Dakota and the lower part of Canada. He stated what is unusual about Bakken is that when it is transported, it is volatile because it has been trapped in shale and the gases haven't been released.

Mr. Luckey reported their spring training classes have started, and it is going well. Legislator Hopkins asked how many people were registered for the Emergency Medical Technician (EMT) classes. Mr. Luckey said registration has remained consistent. He said the Critical Care class enrollment has increased because there is discussion at the State level to eliminate the Critical Care level. Usually they have about 10 to 12 people, but they have a little less than 20 people. Legislator Decker asked if there are any towns or villages that are short-staffed, and if so, what is the procedure to cover that area. Mr. Luckey responded yes, but the towns take care of that issue by adding another town or agency as mutual aid on the first tone. He noted in April there is Recruit New York where fire departments are encouraged to have open houses. Mr. Luckey also stated he is working with Chautauqua County on a study regarding recruitment and retention.

He stated he appointed Bob Bowers from Andover to fill the vacancy in District 4 due to the untimely death of Dave Wallace. He added this took effect February 1, 2016. Legislator Curran asked if there was any fall out. Mr. Luckey stated he has not heard anything. Legislator Curran asked about the building space. Mr. Luckey stated it is fine, and they have seen an increase in traffic from the fire and EMS services.

Accept and Re-Appropriate Homeland Security Funds Contract #C969140

Mr. Luckey requested a resolution to accept and re-appropriate Homeland Security grant money not spent in 2015 as follows:

Appropriations

A3467.207	Homeland Security – Equip. (GIS Aerial Photography Pckg)	\$41,500
A3647.207	Homeland Security – Equip. (Personal Protective Equip. PPEs)	\$ 988
A3647.416	Homeland Security – Contractual Services (Cell Phone Connectivity)	<u>\$ 802</u>
	Total:	\$43,290

Revenue

A3647.3306.EM14	Homeland Security St Aid Emerg Serv	\$43,290
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Legislator Decker asked about the GIS Aerial Photography Package. Mr. Luckey stated it is used for Pictometry, which is five times better than Google Earth. It would be used by his office, the Sheriff's office, and 911. Since November, Mr. Luckey learned New York State is going to do a flyover at no cost. So, he is looking at other options to use that money. He will ask the committee to redirect those funds once they have identified another option. Legislator Healy asked if the New York State pictures will be sufficient. Mr. Luckey replied yes, and noted the samples they have seen seemed very good. Legislator Burt made a general comment about grants. He said individuals have high taxes, and the State keeps giving the County grants. He said the County can take a stand, and send the grant back to try to reduce individual taxes. However, he noted other Counties wouldn't do that, so it is a "Catch 22." Legislator Burt said that since money is there, they will have to take it and use it. The request was approved on a motion by Legislator McGraw, seconded by Legislator Healy, and carried. **Refer to Ways & Means**

Accept and Re-Appropriate HS Public Safety Contract

Mr. Luckey requested a resolution to accept and re-appropriate Homeland Security Public Safety Contract grant money not spent in 2015 as follows:

Appropriations

A3655.447	HS Public Safety Contract	\$90,000
	(Update County's Multi-Jurisdictional Multi-Hazard Mitigation Plan)	

Revenue

A3655.3306.HZMT	St Aid – HS PDM #C000755	\$90,000
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Mr. Luckey reported the Multi-Hazard Mitigation Plan needs to be updated in 2016. He noted the total cost of the grant is \$120,000. The County share is \$30,000. He said the in-kind labor is applied towards the \$30,000. Mr. Luckey stated they sent out a request for proposal (RFP), and the last day to submit a proposal is February 16, 2016. The request was approved on a motion by Legislator Healy, seconded by Legislator McGraw, and carried. **Refer to Ways & Means**

STOP-DWI**Monthly Report**

Coordinator Linda Edwards pre-filed her monthly report. Ms. Edwards said she would like to highlight a couple of items. She stated she attended the Dan Barkley Basketball Showcase at Alfred University with the prescription drug abuse exhibit, giveaways, and educational items. She said the event was well received with about 2,600 people attending the showcase. Ms. Edwards stated Allegany County teams won 6 out of the 7 games against Steuben County teams. Legislator Healy commented he had the opportunity to attend the basketball showcase. He said it was a good event, and thanked all those involved. He said he was able to view Linda's exhibit, and thanked her. Ms. Edwards said she also spoke at a Driver's Education class at Genesee Valley Central School.

Ms. Edwards reported she is working on the 2015 Driving While Intoxicated (DWI) statistics. She said they had 201 arrests this year, which is down 3 percent from last year. She also said that the next Victim Impact Panel (VIP) on Tuesday, February 16, has 61 defendants. She noted there are 20 defendants more than what they have had in the past. Ms. Edwards said they get referrals from Cattaraugus County because they do not have a VIP. Ms. Edwards stated she met with the Cattaraugus County District Attorney to provide information because they wanted to create their own VIP. However, as far as she knows they have yet to create one because they are still getting referrals. Finally, Ms. Edwards announced the Top Cop Dinner at Moonwinks will be on Thursday, March 31, 2016, at 6:00 p.m. She noted invitations will be going out in the next few days.

Legislator Decker asked about the prescription drug abuse exhibit. He said he attended the Heroin abuse seminar at the New York State Association of Counties (NYSAC). He said there are a number of cases where individuals start Heroin after abusing prescription drugs. Ms. Edwards said the effort to get drugs off the street including pill drops result in the pills not being readily available. Heroin is a cheaper alternative, and easier to get. She added Assemblyman Joe Giglio and the Governor are focusing on Heroin. Legislator Decker stated

Assemblyman Giglio is the head of a task force. He said at the seminar they talked about seeing a difference because of the pill drops, but it is still too high. Mr. Edwards talked about Narcan and the Good Samaritan Law. She noted there is a movement to look at the law from a rehabilitation and treatment stand point by placing a 72-hour hold on people who had Narcan administered. She said it is still under discussion.

Accept STEPS in Safety Grant

Ms. Edwards requested a resolution to accept a STEPS in Safety Grant (Safety on Wheels) from the Governor's Traffic Safety Program from October 1, 2015, to September 20, 2016, in the amount of \$3,000. No budget adjustment is necessary.

Appropriations		
A3114.402	Traffic Program – Mileage	\$ 200
A3114.408	Traffic Program – General Supplies – Helmets	\$1,400
A3114.421	Traffic Program – Educational Materials	\$ 800
A3114.452	Traffic Program – Promotional Items	<u>\$ 600</u>
	Total:	\$3,000
Revenue		
A3114.3389.00	St Aid – Other Public Safety	\$3,000

The request was approved on a motion by Legislator Hopkins, seconded by Legislator Burt, and carried. **Prepare Resolution**

Accept and Appropriate NYS STOP-DWI Grant for Crackdown Enforcement

Ms. Edwards requested a resolution to accept and appropriate the NYS STOP-DWI Foundation for the Crackdown Enforcement for the federal fiscal year October 1, 2015, to September 30, 2016, in the amount of \$30,779.

Appropriations		
A3141.449	STOP-DWI Program Public Safety Contracts (Crackdown Enforcement)	\$30,779
Revenue		
A3141.1589.CE	NYS STOP-DWI Crackdown Enforcement	\$30,779

Legislator Burt asked for more information. Ms. Edwards said the Crackdown Grant multiplies their normal enforcement money. They budget \$25,000 to spend on enforcement with local police departments, and this grant is for \$30,779. This grant works around specified holiday time frames to provide Driving While Intoxicated patrols in the community. She announced the next patrol will be Friday, February 5, 2016, because of the Super Bowl. The request was approved on a motion by Legislator Healy, seconded by Legislator McGraw, and carried. **Refer to Ways & Means**

District Attorney

Monthly Report

District Attorney Keith Slep pre-filed his monthly report. He reported he attended the District Attorney's Association meeting in New York City. Mr. Slep stated Heroin was a big topic. Also, last month he met with U.S. Attorney Bill Hochul. Mr. Slep credits the success in

the reduction of meth labs with aggressive law enforcement in the County, and the assistance of the U.S. Attorney. Mr. Slep said they cannot address Heroin the same way they address meth because there is not enough jail space. Also, it is manufactured overseas. He discussed his beliefs about the relationship between the drug companies who are making money, and the Heroin epidemic. He noted the drug companies don't try to get people off drugs. Instead, the companies produce more drugs to deal with side effects.

Legislator Graves asked if Heroin was an epidemic in Allegany County. Mr. Slep believes it is an epidemic everywhere. Legislator Healy asked how Heroin comes into the Country. Mr. Slep stated it comes through Canada, the Mohawk Reservation, and the Port of New York. He said most of it comes from Afghanistan. Legislator Decker stated he spoke with Assemblyman Giglio, and he said it was coming from Canada down Interstate 390.

Mr. Slep talked about the change in age of criminal responsibility. A new proposal requires every crime and charge for 17 and 18 year olds go to a new designated family court, except for vehicle and traffic charges. His concern is you can punch your teacher in school, and it will go to family court. But, a person driving recklessly will go to adult court, and possibly have a criminal record for the rest of their lives. Legislator Graves asked if he thinks it will pass. Mr. Slep said he does not know.

Probation

Monthly Report

Director Bob Starks pre-filed his monthly report. Mr. Starks said his numbers have increased slightly in some areas. He reported the Partners for Prevention in Allegany County are scheduling a meeting in March to address the Heroin problem in Allegany County.

Accept and Approve Electronic Monitoring Service Agreement

Mr. Starks requested a resolution to approve the Electronic Monitoring Service Agreement No. 011216CW1 between BI Incorporated and the Allegany County Probation Department. This lease agreement is essentially the same as the prior lease agreement, but with the following modifications:

1. The Probation Department's cost per unit per active day has been reduced from \$1.10 to \$1.05.
2. The Probation Department now will have the ability to lease Homeguard Digital Cell Units for defendants who can't install a landline.

The contract period for this agreement is one (1) year from the effective date, and will renew automatically for succeeding periods of one (1) year each on the anniversary of its original effective date unless otherwise terminated as provided for within the agreement. Mr. Starks said the previous contract expired in June of 2015. He was waiting for BI to send a new agreement. Mr. Starks stated he personally tried the Homeguard Digital Cell Unit. He thought it worked well, and feels comfortable using it. Mr. Starks said it is more expensive for an individual to use the digital cell unit. It is \$20 a week for a landline, and \$30 for the cell unit. He said they lease the units as needed. The request was approved on a motion by Legislator McGraw seconded by Legislator Burt, and carried. **Refer to Ways & Means**

Weights & Measures

Monthly Report

Director Gilbert Green pre-filed his monthly report. Legislator Burt asked how many Elm Street Academy interns Mr. Green takes out with him. Mr. Green said depending on availability, he takes one intern out once a week. He noted he is working with his second intern this year because the first one graduated. Legislator Burt asked about the benefits for the interns. Mr. Green said they can see their education is useful, and they can work on their math skills. Legislator Burt asked about future employment for the interns. Mr. Green said they can sign up for the summer youth program.

Sheriff's Office

Monthly Report

Sheriff Rick Whitney pre-filed his monthly report. Legislator Graves asked about the administrative overtime. Sheriff Whitney stated it is down about 12 percent. Legislator Burt commented it is consistently down. Sheriff Whitney said they have trimmed as much as they can. Sheriff Whitney stated they are low on part-time employees. He added they have a civil service exam scheduled for April, and he hopes to bring in some new people. Legislator Hopkins asked how many they will need because of retirements. Sheriff Whitney believes they will have about three to four employees who are going to retire. Legislator Healy asked how many employees are eligible to retire. Sheriff Whitney believes about six to seven are eligible this year.

Legislator Decker asked about the capacity of the jail. Sheriff Whitney responded they are rated at 164, but they have a capacity of 150 because of the "keep separates." Legislator Decker asked if it would be beneficial to be at capacity, and if there is any way to bring in more prisoners. Sheriff Whitney said they usually take what they are offered. Legislator Healy said the New York State Department of Corrections has classification regulations that prohibit being at full capacity.

Accept and Re-Appropriate 2015 LETPP Homeland Security Grant

Sheriff Whitney requested a resolution to re-appropriate unspent funds for the 2015 LETPP Homeland Security Grant. The original resolution for this grant was #213-15. The funds should be re-appropriated as follows:

Appropriation		
A3654.210	FY2015 SLETPP	\$17,500
Revenue		
A3652.3306.SH15	2015 LETPP #T969152	\$17,500

The request was approved on a motion by Legislator Healy, seconded by Legislator Burt, and carried. **Refer to Ways & Means**

Accept and Appropriate ACT II Batterers Program Funding

Sheriff Whitney requested a resolution to accept and appropriate \$2,275 from Accord Corporation for the continuation of the ACT II Batterers Program. The funds should be appropriated as follows:

Appropriation		
A3117.449	ACT II Batterers Program	\$2,275

Revenue		
A3117.2260.00	ACT II Batterers Program	\$2,275

The request was approved on a motion by Legislator Burt, seconded by Legislator McGraw, and carried. **Refer to Ways & Means**

Accept and Appropriate Public Safety Answering Points Sustainment Grant

Sheriff Whitney requested a resolution to accept and appropriate the FY 2015-2016 Public Safety Answering Points Sustainment Grant in the amount of \$161,547. This grant will be used to update much needed electronic equipment in the 911 center. The funds should be appropriated as follows:

Appropriation		
H3024.200	PSAP-911 FY16	\$161,547
Revenue		
H3024.3097.00	St Aid – PSAP – 911 Public Safety Answering Points Sustainment Grant	\$161,547

Legislator Burt asked for further explanation of the grant. Sheriff Whitney said the grant will be used to update equipment at the 911 Center. He said there was a problem with generators at the jail last year, and the 911 Center was down for a short period of time. So, they are going to purchase a stand-alone generator for the 911 Center. Sheriff Whitney said it also includes a license for the CAD system in the 911 Center, upgraded computers and back-ups, and updated network and servers. The request was approved on a motion by Legislator Healy, seconded by Legislator McGraw, and carried. **Refer to Ways & Means**

Approval of Volunteer Firemen's Association of Allegany County Agreement

A resolution was requested to approve the Volunteer Fireman's Association of Allegany County agreement. The County agrees to furnish the Firemen's Association the sum of \$2,000 heretofore appropriated, for the fiscal year of 2016, to be used for the purpose of expenses incurred for fire training schools for training firefighters in accordance with the provisions of Section 224 of the County Law. The request was approved on a motion by Legislator Healy, seconded by Legislator LaForge, and carried. **Prepare Resolution**

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 11:58 following a motion by Legislator Burt, seconded by Legislator Healy, and carried.

Respectfully submitted,
Rebecca Scott, Secretary to the Clerk of the Board
Allegany County Board of Legislators

PUBLIC SAFETY COMMITTEE

March 2, 2016
NOT APPROVED

Committee Members Present: P. Curran, D. Healy, S. Burt, J. Hopkins, K. LaForge, A. McGraw, C. Crandall

Others Present: L. Ballengee, C. Brown, H. Budinger, K. Graves, S. Grusendorf, R. Hollis, K. Hooker, G. James, B. Kelley, J. Luckey, J. Margeson, T. Miner, K. Monroe, B. Riehle, R. Scott, K. Slep, R. Starks, R. Swarthout, R. Whitney

Media Present: B. Clark, *Olean Times Herald*, B. Quinn, *Wellsville Daily Reporter*

Call to Order: The meeting was called to order at 11:00 a.m. by Public Safety Committee Chairman Phil Curran.

Approval of Minutes

A motion was made by Legislator Hopkins, seconded by Legislator McGraw, and carried to approve the Public Safety Committee minutes of February 4, 2016.

Public Defender

Monthly Report

Public Defender Barbara Kelley pre-filed her monthly report. She talked about the New York State Association of Counties' resolution about increasing the indigent defense spending. She believes it is important, and she hopes it comes to fruition. She added there is legislation pending calling for a phase-in of the State taking over the cost. In 2016, the State would pay 25 percent, 50 percent in 2017, 75 percent in 2018, and 100 percent in 2019.

Legislator Hopkins stated she had a conversation with a local cemetery caretaker. The caretaker expressed concern about the indigent population. Cemetery plots are less expensive in Allegany County, than in the cities. He is concerned that the cities will buy many burial plots in our area. Legislator Hopkins said she wondered if the Legislature could propose some sort of local law or resolution to address this concern. Chairman Crandall said they are governed by the Department of State, Division of Cemetery, and any fees have to be approved by them.

Emergency Management and Fire

Monthly Report

Director Jeff Luckey pre-filed his monthly report. Mr. Luckey highlighted a couple of items on his report including the Emergency Manager's Conference. He noted the attendance was good. Mr. Luckey also mentioned he completed his Tier 3 level reporting, which is good for another year. He spoke about the snow and ice storm on February 16. About 5,000 people were without power. By night time, it was down to about 2,000 people, and about 1,000 people didn't have power the next day. He said he had one person reach out to them, and the Red Cross was on stand-by in case someone needed shelter.

Accept and Approve Hazard Mitigation Plan Contract with Tetra Tech

Mr. Luckey stated they contacted seventeen firms, and received three responses. The Hazard Mitigation Committee has reviewed the results of the request for proposal (RFP). They used a spreadsheet for point scoring. Mr. Luckey requested a resolution to accept and approve

the Hazard Mitigation Plan Contract with Tetra Tech in the amount of \$89,800. The scope of work will be the proposal Tetra Tech provided in response to the RFP. The funding is available within the 2016 County Budget, and is approved in part by Resolution 54-16 Hazard Mitigation – PDMC C#000755. There is \$90,000 from the Federal Government, and \$30,000 local in-kind labor. Legislator Graves stated he is on the committee, and has dealt with Tetra Tech. He said it is a good firm, and they are familiar with Western New York and the challenges they face. The request was approved on a motion by Legislator Healy, seconded by Legislator McGraw, and carried. **Prepare Resolution**

STOP-DWI

Monthly Report

Coordinator Linda Edwards pre-filed her monthly report. She did not attend the meeting because she was at the Monroe County Law Enforcement Conference in Spencerport. On her monthly reported she noted there were 201 Driving while Intoxicated (DWI) arrests in 2015. Also, only 42 out of 69 referrals attended the Victim Impact Panel due to weather.

District Attorney

Monthly Report

District Attorney Keith Slep pre-filed his monthly report. He noted there was an increase, but there was nothing major to report.

Probation

Monthly Report

Director Bob Starks pre-filed his monthly report. He noted there was an increase in juvenile crime. They are already at one-third of the number of juvenile delinquent cases they had for all of 2015. Legislator Curran asked if Mr. Starks knew why there was an increase. Mr. Starks was not sure. Legislator Burt asked if they occurred during school or after school. Mr. Starks did not know off the top of his head.

Weights & Measures

Monthly Report

Director Gilbert Green pre-filed his monthly report. Mr. Green was not in attendance. He was representing the BOCES Board for the last time at the Special Ed Winter Carnival in Ellicottville.

Sheriff's Office

Monthly Report

Sheriff Rick Whitney pre-filed his monthly report. Legislator Hopkins asked when the pheasants are released. Sheriff Whitney stated late September through the end of October. He noted they have already ordered two batches of 750 birds already. Legislator Curran asked where they get the birds. Sheriff Whitney stated they get them for free from the State. Legislator Burt asked how many other counties have the same program. Sheriff Whitney stated he is not aware of any other counties, but Erie County visited their program last year. Legislator Curran asked if the State does this program with other organizations. Sheriff Whitney believes

the State does this program with other not-for-profits. Legislator Burt asked how many years they have had the program. Sheriff Whitney said it has been about eight or nine years.

Budget Transfer

Sheriff Whitney requested the following budget transfer in the amount of \$1,000:

From:		
A3112.403	E-911 Dispatch – Maint.Cont. Office Machine	\$1,000
To:		
A3020.428	Public Safety Communication – Natural Gas/Propane	\$1,000

Sheriff Whitney stated they put in two bigger propane tanks at a couple of the towers. So, they are paying more in propane this year. The request was approved on a motion by Legislator Healy, seconded by Legislator McGraw, and carried. **Refer to Ways & Means**

Accept and Approve Inter-Municipal Mutual Aid Agreement with Schuyler County

Sheriff Whitney requested a resolution to enter into a five-year inter-municipal mutual aid agreement with Schuyler County. This agreement has approval of the County Attorney. This agreement allows sworn employees of the Sheriff's Office to act as special emergency Deputies during the events at Watkins Glen International Raceway. All associated costs including insurance coverage and Workers' Compensation are the responsibility of Schuyler County. Legislator Hopkins asked if it is only once a year. Sheriff Whitney stated the contract covers anything, but knows this is the only time they have been utilized. Legislator Graves asked about the cost to the County. Sheriff Whitney believes there isn't any cost. Schuyler pays the Deputies, and if they send a car, the costs are covered by Schuyler County. Legislator Graves asked how many deputies are provided. Deputy Sheriff Clark Brown stated eight Deputies, and one car usually goes. Lieutenant Grusendorf added the Deputies take time off using vacation or comp time in order to go. Legislator Curran noted it is eight deputies over a four-day period. The request was approved on a motion by Legislator Healy, seconded by Legislator Burt, and carried. **Prepare Resolution**

Accept Amendment to ICE Inmate Housing Contract

Sheriff Whitney said this memorandum of understanding was originally approved by the Board in Resolution 235-15. The recreational equipment was ordered in November 2015; however, it was not received until February 2016. The computers were not purchased in 2015. The Sheriff requested a resolution to amend the U.S. Immigration and Customs Enforcement (ICE) Inmate Housing Contract to allow for ICE to reimburse the County for purchasing computers and recreational equipment to be used by ICE and other inmates housed in the Allegany County Jail. The total amount of expenditures is \$28,700. ICE would reimburse the total amount upon being invoiced.

Appropriations:		
A3150.201	Jail – Office Equipment – (Computers)	\$ 3,141
A3150.210	Jail – Equipment Other – (Recreational Equipment)	<u>\$25,559</u>
	Total:	\$28,700
Revenue:		
A3150.4389.00	Federal Aid – Other	\$28,700

The request was approved on a motion by Legislator McGraw, seconded by Legislator Hopkins, and carried. **Refer to Ways & Means**

Appointment to Traffic Safety Board

The Traffic Safety Board requested the Board of Legislators to appoint Dustin Burch to complete Melinda Rounds' unexpired three-year term on the Traffic Safety Board commencing immediately, and expiring December 31, 2016. Legislator Burt asked about Mr. Burch. Legislator Healy stated he is the Chief of Police in Cuba, and is an outstanding person. The request was approved on a motion by Legislator Healy, seconded by Legislator Hopkins, and carried. **Prepare Resolution**

NYSAC Resolutions

Raising the Age

There was discussion about the resolution urging New York State to fully fund all costs related to raising the age of criminal responsibility and ensure that any statutory or administrative changes fully recognize the responsibility of locally elected District Attorneys to promote public safety, maintain victims' rights, and ensure accountability in the justice system. Legislator Graves asked if this has become a law. District Attorney Keith Slep stated not yet. In January, the District Attorney's Association proposed a much more simplistic solution. They said instead of changing the whole system for a few hundred cases a year, they are in favor of picking an age where the criminal records are sealed permanently if the person doesn't commit another offense. If they commit another offense, then it is not sealed. A motion to support the Raising the Age Resolution was made by Legislator Hopkins, seconded by Legislator LaForge, and carried. **Prepare Resolution**

Alternatives to Incarceration

The resolution is in support of efforts to improve probation and alternatives to incarceration in New York State in order to protect the public and reduce reliance on prisons and jails. Legislator Curran asked Probation Director Bob Starks if he will see a large impact on the Probation Department. Mr. Starks stated some things they are asking for don't affect the Department that much, but he appreciates trying to get more funding from the State. He stated when he started there was nearly 50 percent State funding, and now it is about 12 percent. Mr. Starks also said he would like the ability to administratively modify probation conditions rather than wait for Court. He believes they can do it swiftly, and it will be beneficial. Mr. Starks said he was in support of everything in the resolution. A motion to support the Alternatives to Incarceration Resolution was made by Legislator Healy, seconded by Legislator Hopkins, and carried. **Prepare Resolution**

9-1-1 Surcharge

This resolution calls on Governor Andrew M. Cuomo and the State Legislature to more equitably and efficiently impose the 911 Surcharge on all wireless communications devices and use revenues to finance County 911. Legislator Graves stated this was originally proposed, and then it was diverted. A motion to support the 9-1-1- Surcharge Resolution was made by Legislator Healy, seconded by Legislator McGraw, and carried. **Prepare Resolution**

Next Generation 911

This resolution calls on Governor Andrew M. Cuomo and the State Legislature to plan for next generation 911 in New York State and create a New York State 911 Department that

supports county public safety answering points and enhances local emergency dispatch services. Legislator Burt was concerned this would result in mandates for the County. It is costly, and it could be passed down. Legislator Graves asked how the Sheriff's Office or Emergency Management and Fire Services felt about it. Lieutenant Shawn Grusendorf said there was discussion at a recent meeting about future funding. The State is leaning towards a formula based program for all grants that would apply to 911. Counties would be awarded a certain amount of money every year based on a formula. It would be a reduced amount compared to what Allegany County has received in the past, but there is a guarantee to get some money. Last year less than half of the counties in New York State received money. Now, all 56 counties would be eligible to receive money. Mr. Grusendorf said he is in support of this resolution. He noted all of the other counties at the meeting were in support of it too. A motion to support the New Generation 911 Resolution was made by Legislator Hopkins, seconded by Legislator LaForge, and carried. **Prepare Resolution**

Executive Session

District Attorney Keith Slep requested an Executive Session to discuss the employment history of a particular person. The Committee entered executive session at 11:33 a.m. on a motion by Legislator Burt, seconded by Legislator Healy, and carried. The Committee exited executive session at 12:13 p.m. on a motion by Legislator Burt, seconded by Legislator McGraw, and carried.

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 12:13 p.m. following a motion by Legislator Healy, seconded by Legislator Burt, and carried.

Respectfully submitted,
Rebecca Scott, Secretary to the Clerk of the Board
Allegany County Board of Legislators

PUBLIC SAFETY COMMITTEE

April 6, 2016

NOT APPROVED

Committee Members Present: P. Curran, D. Healy, S. Burt, J. Hopkins, K. LaForge, A. McGraw, C. Crandall

Others Present: L. Ballengee, C. Brown, H. Budinger, B. Denning, S. Dewey, L. Edwards, D. Fanton, K. Graves, G. Green, S. Grusendorf, R. Hollis, K. Hooker, C. Ivers, B. Kelley, J. Luckey, J. Margeson, T. Miner, K. Monroe, B. Riehle, T. Ross, R. Starks, R. Swarthout, R. Whitney

Media Present: B. Quinn, *Wellsville Daily Reporter*

Call to Order: The meeting was called to order at 11:04 a.m. by Public Safety Committee Chairman Phil Curran.

Approval of Minutes

A motion was made by Legislator Hopkins, seconded by Legislator Healy, and carried to approve the Public Safety Committee minutes of March 2, 2016.

Public Defender

Monthly Report

Public Defender Barbara Kelley pre-filed her monthly report.

Ms. Kelley stated there are new eligibility guidelines coming out from NYS that will determine who is eligible for services from the Public Defender's Office. Ms. Kelley gave a highlight of the sixty plus page document and stated they will be required to offer Public Defender services to anybody who is 250 percent above poverty level. She does expect that once this goes into effect it will be difficult to turn anybody down. She also stated that a spouse's salary does not have to be included in the thresholds.

Emergency Management and Fire

Monthly Report

Director Jeff Luckey pre-filed his monthly report.

He is working on bringing a program to the Genesee Valley School with first responders and working with law enforcement along with Cattaraugus County and Sheriff Offices and all parties involved with the Active Shooters Drill.

Mr. Luckey is seeking authorization to apply for the Homeland Security and Emergency Services LEMPG FY 2016 Grant. The period of performance is October 1, 2015, through September 30, 2017, with an application due date of May 6, 2016. The award amount is \$23,335. The request was approved on a motion by Legislator Healy, seconded by Legislator McGraw, and carried. Refer to Ways & Means.

Mr. Luckey is also seeking authorization to apply for the Homeland Security and Emergency Services SHSP FY2016 grant. The period of performance is September 1, 2016, through August 31, 2019, with an application due date of March 29, 2016. The award amount is

\$52,500. The request was approved on a motion by Legislator Healy, seconded by Legislator McGraw, and carried. Refer to Ways & Means.

STOP-DWI

Monthly Report

Coordinator Linda Edwards pre-filed her monthly report.

Ms. Edwards explained that the bicycle grant rules and regulations have changed. She can no longer give away promotional items such as helmets, safety items, or reflective stickers. This grant will only let her purchase educational information.

Ms. Edwards wanted to inform the Legislators that her victim impact numbers are increasing dramatically. We are receiving a lot of referrals from Olean City Court. Ms. Edwards wanted to know if we want to treat out-of-county referrals differently. Legislators agreed that a fee of \$40 should be charged for all out-of-county referrals.

A motion made by Legislator Healy, seconded by Legislator McGraw, and carried to implement a \$40 fee for out-of-county referrals. Brenda Rigby Riehle stated that we will need to request a date for a public hearing as the change will require a local law. County Attorney Minor stated that he would like to use a later Board date to introduce the resolution. Motion to request a resolution to set a date for a public hearing was made by Legislator Healy, seconded by Legislator Hopkins, and carried. Prepare Resolution

Probation

Monthly Report

Director Bob Starks pre-filed his monthly report.

Mr. Starks is requesting to accept the NYS Executive Law Article 13-A classification/ATI Service Plan Application 2016-17 contract renewal. This contract renewal will allow for continued partial funding from the NYS Division of Criminal Justice Services for his department's Community Service and Pre-Trial Programs. The local County share for these programs is \$68,740 and the total grant is for \$5,998.

A motion was made by Legislator McGraw, seconded by Legislator Hopkins, and carried to accept this grant. It was noted that the funds have already been budgeted under A3142.101 (Alternatives to Incarceration – Personnel). Prepare Resolution

Weights & Measures

Monthly Report

Director Gilbert Green pre-filed his monthly report.

Mr. Green was asked about the storage concerns he had with his trailers. He said the trailers are still being stored at the Cooperative Extension buildings storage garage.

Sheriff's Office

Monthly Report

Sheriff Rick Whitney pre-filed his monthly report.

Legislator Healy stated he toured the 911 center, and he had a few concerns about the lack of space. Sheriff Whitney said he was OK with the space they have now.

The Sheriff's Office is asking for approval to enter into a contract with NYS Department of Correctional Services Office of Nutritional Services to procure food products for the period of July 1, 2016, through June 20, 2021. This contract will replace an existing contract that expires on June 30, 2016. A motion to accept the contract was made by Legislator McGraw, seconded by Legislator Hopkins, and carried. **Prepare Resolution**

The Sheriff's Office is seeking approval to renew the contract with AK Associates to provide E-911 database/phone line service to the E-911 Dispatch Center for the period of five years starting May 1, 2016. A motion to accept this contract was made by Legislator Healy, seconded by Legislator McGraw, and carried. **Prepare Resolution**

Sheriff Whitney wanted to reintroduce Resolution Intro. No. 76-16 with Schuyler County which was tabled for further discussion at the March 14 Board meeting. A motion was made by Legislator Healy and seconded by Legislator Hopkins to open this up for discussion. Sheriff Whitney stated this is not a mutual aid contract but a contract with another county.

A motion was made by Chairman Crandall, seconded by Legislator LaForge, and carried to go into an attorney/client session. Immediately following discussion a motion was made by Legislator Hopkins, seconded by Legislator Healy, and carried to come out of attorney client session.

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 11:55 following a motion by Legislator Hopkins, seconded by Legislator Burt, and carried.

Respectfully submitted,
Stella Dewey
Allegany County Board of Legislators

PUBLIC SAFETY COMMITTEE
MAY 4, 2016
NOT APPROVED

Committee Members Present: P. Curran, D. Healy, S. Burt, J. Hopkins, K. LaForge, C. Crandall (Absent: A. McGraw)

Others Present: L. Ballengee, C. Brown, H. Budinger, S. Dewey, D. Fanton, K. Graves, S. Grusendorf, R. Hollis, C. Ivers, B. Kelley, C. Knapp, J. Luckey, J. Margeson, T. Miner, K. Monroe, B. Riehle, T. Ross, K. Slep, R. Starks, R. Swarthout, R. Whitney

Media Present: B. Quinn, *Wellsville Daily Reporter*

Call to Order: The meeting was called to order at 11:04 a.m. by Public Safety Committee Chairman Phil Curran.

Approval of Minutes

A motion was made by Legislator Healy, seconded by Legislator Hopkins, and carried to approve the Public Safety Committee minutes of April 6, 2016.

Public Defender

Monthly Report

Public Defender Barbara Kelley, after attending a meeting in Albany last week, wanted to explain to the legislators about the new eligibility standards. The presumptive eligibility for assignment of counsel in criminal cases effective October 3, 2016, is going to go from 125 percent of poverty level to 250 percent. It is a major increase and what it means for Allegany County is that almost anyone who applies is going to be presumptively eligible. Even if your income is over the 250 percent of poverty level, the standards go on and are designed to increase eligibility. For example, we will not consider a spouse's income; they will be considered in the household for household size but it's only the defendant whose income will be included. You do not look at the parent's income for children to be included. Also, a lot of assets are exempt such as real estate and retirement accounts. A potential problem will come for Allegany County if a lot more people will apply because they will now be eligible. We will have to wait to see how this plays out. Right now the standards are only mandatory for criminal court cases, but Attorney Kelley believes that we need to include family court as well, and there are two reasons for that; one is that the family court standards are just not here yet. They are coming and they are going to be similar, and the second reason is that we handle family court as well as criminal court and it is often the same people.

Legislator Graves asked what agency is promulgating these rules. Ms. Kelley stated that Indigent Legal Services is the company, and it is part of the Hurrell-Harring vs. State of New York lawsuit. This lawsuit gives ILS (Indigent Legal Services) the authority to come up with the standards. In order to override these standards it would

take another court decision to change it. There is funding for the five counties to comply, but not for the rest of the state.

The other big issue is counsel on arraignment which we are not doing. Case law states that criminal defendants are entitled to and are supposed to have counsel at arraignment. Ms. Kelley understands they will be issuing a new RFP with funding attached. So once that comes out, she will take a look at it, and try to come up with proposals that will bring us into compliance.

Emergency Management and Fire

Monthly Report

Director Jeff Luckey said that he was a guest speaker along with Emergency Management personnel from Erie and Niagara County at a Home Health Care Association meeting with a topic of "Collaborating on Emergency Preparedness," what home health care workers need to know and working with ICS structure.

We provided an Active Shooter Program at the Genesee Valley High School auditorium with Emergency Manager from Cattaraugus County Chris Baker along with NYS Police Emergency Management Sergeant Tom Kelly, and Medical Director Dr. Brian Walters. We had about 85 people in attendance, and everyone felt it was well worth it and wanted it to come back again. This was the first time this program has been offered in Western New York.

We also have a "Prom Drill" coming up this Friday, working with Arkport and Canaseraga Schools. This is a demonstration where we have a motor vehicle accident where the students have been drinking. They go through the whole scenario from the start of it where the Fire and EMS come in and remove the people. We usually have one person that passes away and is taken away by the coroner. On the Sheriff's, side we have state police representative come in and make an arrest and take away the people. Stop DWI Coordinator Linda Edwards will put on a speech in the beginning about "do not drink and drive" with a follow-up session later on after the drill. These are put on for juniors and seniors.

District Attorney

Monthly Report

District Attorney Keith Slep said that State Attorney General is no longer allowing a car as a weapon in New York State as a qualifying offense.

Mr. Slep has also heard that the newest plan in Albany is that prisoners will be on Medicaid from the time they are incarcerated. How that gets paid for was not talked about, but usually what DOCS does is they usually send people back to the county of origin, and he is assuming that the billing will go back to that county also. He has not received anything to confirm this yet.

Probation

Monthly Report

Probation Director Bob Starks stated what he read regarding Medicaid is that 30 days prior to the prisoner's release they want the coverage to go into effect so when the prisoner is released, and they go into treatment right away, they would be covered with Medicaid.

There seems to be an increase in bad behavior in kids now. This time of the year we see a lot of truancy problems; the schools tend to wait until the referrals build up and send them in at the end of the school year. We try to work with the kids throughout the summer to try to get them prepared for the next school year.

Mr. Starks asked the committee permission to fill a Probation Officer Trainee position in his department due to a retirement. The position and benefits are 100 percent funded by the County. Legislator Burt asked if this position really needed to be filled at this time. Mr. Starks stated yes, he is also filling in and doing some of the duties of that officer. Legislator Healy asked Acting County Administrator John Margeson if he felt this position needed to be filled, in which he answered yes.

Approval was granted on a motion by Legislator Healy, seconded by Legislator Hopkins, and carried to fill the Probation Officer Trainee position. **Refer to Ways & Means**

Sheriff's Office

Monthly Report

Sheriff Rick Whitney stated they had the working inmates out along Route 19 picking up garbage. He said they picked up 100 garbage bags between the Jail and Riverside Drive.

Sheriff Whitney said that last Saturday they held their two pill drops in Wellsville and Cuba. They had about 104 cars go through and collected about 272 pounds of drugs and 5,414 narcotic pills between the two drops. He then stated they take the pills up to Erie County and put it thru the incinerator. He also stated that the goal is to get the pills off the street so it is "No Questions Asked" when dropping off the pills. Since there are only two pill drops per year, they can also be dropped off throughout the year in drop boxes at the Sheriff's Office, Wellsville Police Department, Cuba Police Department, SUNY Alfred at their Security Office, Fillmore Pharmacy, and Jones Memorial Hospital is in the process of getting one also.

Sheriff Whitney asked permission to fill a Corrections Officer position. The opening occurred when a Deputy Sheriff resigned. Failure to fill this position will put us out of compliance with the New York State Commission of Correction's minimum staffing requirements. The position and benefits are 100 percent funded by the County.

Approval was granted on a motion by Legislator Burt, seconded by Legislator Healy, and carried to fill the Corrections Officer position. **Refer to Ways & Means**

Sheriff Whitney asked the committee permission to accept and appropriate \$6,825 from Accord Corporation for the continuation of the ACT II Batters Program. This grant is a renewal of an existing grant funded program. Approval was granted on a motion by Legislator Healy, seconded by Legislator Burt, and carried to accept this grant. **Refer to Ways & Means**

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 11:37 a.m. following a motion by Legislator Hopkins, seconded by Legislator Burt, and carried.

Respectfully submitted,
Stella L. Dewey
Allegany County Board of Legislators

PUBLIC SAFETY COMMITTEE MEETING

JUNE 1, 2016
NOT APPROVED

Members Present: P. Curran, S. Burt, C. Crandall, D. Healy, J. Hopkins, K. LaForge, A. McGraw,

Others Present: M. Barney, D. Fanton, K. Graves, G. Green, S. Grusendorf, R. Hollis, K. Hooker, C. Ivers, B. Riehle, T. Ross, K. Slep, B. Starks, T. Miner, R. Whitney

Media Present: Brian Quinn- Wellsville Daily Reporter, Bob Clark- Olean Times Herald

Call to Order: The meeting was called to order at 11:05am by Chairman Philip Curran

Approval of Minutes

The minutes from the May 4, 2016, meeting were approved with a motion by Legislator LaForge, seconded by Legislator McGraw, and carried.

Barb Kelley, Public Defender

Barb Kelley, Public Defender, provided the committee with her monthly report for their review. Ms. Kelley indicated she would like to have one central court and asked the committee if they would consider a resolution in support of the legislation which would allow council at arraignment. Ms. Kelley reported Wyoming County is doing a council at arraignment. Legislator Curran would like to do a council at arraignment at the Jail. Allegany County is one of the counties that could hold arraignments at the Jail. This discussion was tabled until next month to give the committee members time to review the information provided by Ms. Kelley.

Mike Barney-Emergency Management and Fire

The monthly report was provided to the committee for their review. Mike Barney, Emergency Management and Fire Assistant Director, and Jeff Luckey, Emergency Management and Fire Director, attended a pre-prom DWI MCI drill held at the Canaseraga Volunteer Fire Department. It was reported this event was very well staged. Students really enjoyed the event and were very much engaged in the activity. State Police, EMTs, and Allegany County Sheriff's Office personnel and other first responders were in attendance for the drill.

Linda Edwards-Stop-DWI Program Coordinator

Linda submitted an extensive newsletter for the committee to review her activities performed in the month of May.

Keith Slep, District Attorney

Keith Slep entertained questions regarding the monthly report he submitted for the committee's review.

Robert Starks, Probation Director

Mr. Starks gave his monthly report for May 2016 for the committee to review. Members of their staff held a hot dog meal, and dunk-a-hunk event to benefit Allegany County Cancer Services. Chad Coombes, Shawn Grusendorf, and J. R. Carter volunteered their services to be dunked. The Probation Department team raised just shy of \$750 to donate to the Allegany County Cancer Services by holding this event. On Friday, the Probation Department team will sponsor the Lock Up for Cancer event to help raise funds for the Allegany County Cancer Services. Mr. Starks is the president of the Youth Corp Board of Directors of Allegany County. He has done a fine in this role as defined by Legislator Mike Healy. Mr. Starks held the Senior Recognition Dinner recently and honored five students. The Youth Corp. were awarded \$8,000 from the United Way for next year's Senior Recognition Dinner.

Gilbert Green, Weights & Measures Director

Mr. Green submitted his monthly report for the committee to review. He has been a long-time supporter of the internship program for B.O.C.E.S. Mr. Green recently received recognition last week as a business sponsor for this internship program for B.O.C.E.S.

Rick Whitney, Sheriff

Sheriff Whitney submitted his monthly report. The Sheriff's Office collected \$42,643.37 in undertaking, fines, bail, fees, and money judgments. The Sheriff's Office gave a tour of the Public Safety Facility to the Genesee Valley School's Life Skills class and the Fillmore Cub Scouts in May. Sheriff Whitney and Undersheriff Monroe talked to the students about alcohols effect on the adolescent brain at the YMCA After-School Program in Wellsville. The Sheriff reported there was a fairly good turnout at the after prom party in Belfast Central School where the Sheriff cooked french fries for the students.

Sheriff Whitney asked that the request to transfer funds be withdrawn.

Sheriff Whitney made a request to accept and appropriate the 2016 LETPP Grant LE16-1004-D00 which will be used to purchase equipment for the Tactical/ALERT Team in the amount of \$17,500. The request was approved on a motion was made by Legislator McGraw, and seconded by Legislator Healy, and carried. **Refer to Ways and Means**

Security Policy

Lt. Grusendorf wants to address some security issues. He would like to come forward with a policy and disciplinary procedure which he will bring before the committee next month. Lt. Grusendorf indicated the Sheriff's Office received a second mag at no cost to the County. The card reader we currently have is out of date and broken. It is a County project and the cost should come from the County not just the Sheriff's Office. Legislator Curran asked for the prices of the costs associated with the expenses of repairing the existing machine. The card reader needs to be replaced. There are only a

couple of doors that use card readers. He will prepare whatever is needed for that purchase.

Workplace Violence Training

Tim Hand, Deputy Sheriff with the Allegany County Sheriff's Office, and Tom Kelly, Officer from the New York State Police, met with the committee who is working on the building. Mr. Hand did a 15 minute presentation for workplace violence training. He indicated we are working to make our campuses safe and are making progress in Allegany County. He indicated he completed a training that will be given to all county employees at Cattaraugus County. The active shooter guidelines were brought about by the San Bernardino active shooter event. The guidelines provided are only guidelines, not policy. The active shooter guidelines have been well received throughout Cattaraugus County. We are not branching off into private sector buildings. This initiative was started 4 years ago for schools. The standardized plan is being sent out to schools and counties. Genesee Valley Central School is doing a mock drill in August. Fire, EMS, along with the Sheriff's Office will be available to participate. You must run, hide or fight depending on what the situation is at the time. A reminder will be given to the Public Safety Committee to attend.

Adjournment

A motion was made by Legislator Burt to adjourn the meeting at 11:47 a.m., and this motion was seconded by Legislator McGraw and carried.

Respectfully submitted

Janet Norris

Secretary to the Clerk of the Board

PUBLIC SAFETY COMMITTEE MEETING

JUNE 1, 2016
NOT APPROVED

Members Present: P. Curran, S. Burt, C. Crandall, D. Healy, J. Hopkins, K. LaForge, A. McGraw,

Others Present: M. Barney, D. Fanton, K. Graves, G. Green, S. Grusendorf, R. Hollis, K. Hooker, C. Ivers, B. Riehle, T. Ross, K. Slep, B. Starks, T. Miner, R. Whitney

Media Present: Brian Quinn- Wellsville Daily Reporter, Bob Clark- Olean Times Herald

Call to Order: The meeting was called to order at 11:05am by Chairman Philip Curran

Approval of Minutes

The minutes from the May 4, 2016, meeting were approved with a motion by Legislator LaForge, seconded by Legislator McGraw, and carried.

Barb Kelley, Public Defender

Barb Kelley, Public Defender, provided the committee with her monthly report for their review. Ms. Kelley indicated she would like to have one central court and asked the committee if they would consider a resolution in support of the legislation which would allow council at arraignment. Ms. Kelley reported Wyoming County is doing a council at arraignment. Legislator Curran would like to do a council at arraignment at the Jail. Allegany County is one of the counties that could hold arraignments at the Jail. This discussion was tabled until next month to give the committee members time to review the information provided by Ms. Kelley.

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The monthly report was provided to the committee for their review. Mike Barney, Emergency Management and Fire Assistant Director, and Jeff Luckey, Emergency Management and Fire Director, attended a pre-prom DWI MCI drill held at the Canaseraga Volunteer Fire Department. It was reported this event was very well staged. Students really enjoyed the event and were very much engaged in the activity. State Police, EMTs, and Allegany County Sheriff's Office personnel and other first responders were in attendance for the drill.

Linda Edwards-Stop-DWI Program Coordinator

Linda submitted an extensive newsletter for the committee to review her activities performed in the month of May.

Keith Slep, District Attorney

Keith Slep entertained questions regarding the monthly report he submitted for the committee's review.

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Mr. Starks gave his monthly report for May 2016 for the committee to review. Members of their staff held a hot dog meal, and dunk-a-hunk event to benefit Allegany County Cancer Services. Chad Coombes, Shawn Grusendorf, and J. R. Carter volunteered their services to be dunked. The Probation Department team raised just shy of \$750 to donate to the Allegany County Cancer Services by holding this event. On Friday, the Probation Department team will sponsor the Lock Up for Cancer event to help raise funds for the Allegany County Cancer Services. Mr. Starks is the president of the Youth Corp Board of Directors of Allegany County. He has done a fine in this role as defined by Legislator Mike Healy. Mr. Starks held the Senior Recognition Dinner recently and honored five students. The Youth Corp. were awarded \$8,000 from the United Way for next year's Senior Recognition Dinner.

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Rick Whitney, Sheriff

Sheriff Whitney submitted his monthly report. The Sheriff's Office collected \$42,643.37 in undertaking, fines, bail, fees, and money judgments. The Sheriff's Office gave a tour of the Public Safety Facility to the Genesee Valley School's Life Skills class and the Fillmore Cub Scouts in May. Sheriff Whitney and Undersheriff Monroe talked to the students about alcohols effect on the adolescent brain at the YMCA After-School Program in Wellsville. The Sheriff reported there was a fairly good turnout at the after prom party in Belfast Central School where the Sheriff cooked french fries for the students.

Sheriff Whitney asked that the request to transfer funds be withdrawn.

Sheriff Whitney made a request to accept and appropriate the 2016 LETPP Grant LE16-1004-D00 which will be used to purchase equipment for the Tactical/ALERT Team in the amount of \$17,500. The request was approved on a motion was made by Legislator McGraw, and seconded by Legislator Healy, and carried. **Refer to Ways and Means**

Security Policy

Lt. Grusendorf wants to address some security issues. He would like to come forward with a policy and disciplinary procedure which he will bring before the committee next month. Lt. Grusendorf indicated the Sheriff's Office received a second mag at no cost to the County. The card reader we currently have is out of date and broken. It is a County project and the cost should come from the County not just the Sheriff's Office. Legislator Curran asked for the prices of the costs associated with the expenses of repairing the existing machine. The card reader needs to be replaced. There are only a

couple of doors that use card readers. He will prepare whatever is needed for that purchase.

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Adjournment

A motion was made by Legislator Burt to adjourn the meeting at 11:47 a.m., and this motion was seconded by Legislator McGraw and carried.

Respectfully submitted

Janet Norris

Secretary to the Clerk of the Board

PUBLIC SAFETY COMMITTEE
JULY 6, 2016
NOT APPROVED

Members Present: P. Curran, S. Burt, D. Healy, J. Hopkins, K. LaForge, A. McGraw, C. Crandall

Others Present: L. Ballengee, D. Decker, L. Edwards, D. Fanton, K. Francisco, K. Graves, G. Green, S. Grusendorf, R. Hollis, K. Hollis, K. Hooker, C. Ivers, C. Knapp, J. Luckey, B. Rigby-Riehle, T. Ross, R. Starks, K. Slep, R. Starks, T. Miner, R. Whitney

Media Present: Brian Quinn-Wellsville Daily Reporter

Call to Order: The meeting was called to order at 11:03 am by Legislator Curran.

Approval of minutes

The minutes from the June 1, 2016, meeting were approved with the following amendments on a motion by Legislator Burt, seconded by Legislator Hopkins, and carried.

Mr. Starks is the president of the Youth **Court** Board of Directors of Allegany County. He has done a fine in this role as defined by Legislator Mike Healy. Mr. Starks **represented the Youth Court Board of Directors** at the Senior Recognition Dinner and recently honored five students. The Youth **Court was** awarded \$8,000 from the United Way.

Public Defender

Barb Kelley, Public Defender, disseminated her monthly report for the Committee to review. Ms. Kelley reported to the Committee the State Legislature recently passed two pieces of legislation that, if signed by the Governor, will impact Allegany County and those of us who provide indigent legal services. It would allow New York State to take over the indigent defense. It gives Indigent Legal Services the authority to make rules to effectuate Counsel at First Appearance, to establish caseload standards and improve the quality of mandated representation. It also gives Authorization for Off-Hours Arraignment Parts. This legislation authorizes the Chief Administrator of the Courts to adopt a plan for creating off-hours arraignment parts "where the use of such parts will facilitate the availability of public defenders or assigned counsel for defendants in need of legal representation" at arraignment. This is to be done in consultation with Defense Providers, ILS, Local Magistrates Association, Local Officials, and the District Attorney.

On Friday, Ms. Kelley will attend the 8th Judicial Conference in Buffalo. Ms. Kelley is waiting to find out if her grants will continue. If so, the County will be picking up fewer costs.

Emergency Services and Fire

Jeff Luckey, Emergency Management and Fire Director, disseminated his June activities report for the Committee to review. Mr. Luckey and Bonnie VanHousen, Clerk, met with the Highway Superintendents and Tetra Tec to assist them with some of their reports for our Hazard Mitigation Plan update. Bonnie assisted with the Hazard Materials meeting at CrossRoads with the State Trooper doing a presentation about the new ERG books. Ms. VanHousen, Mr. Luckey and Mike Barney, Assistant Director, attended the all-day University of Rochester sponsored 2016 Emergency Management Workshop titled "Planning Special Events" at the

GCC in Batavia, NY. Mr. Luckey indicated that seventeen out of eighteen EMT'S passed their exam. In the Critical Care Program twelve out of twelve passed their exam. There was a table top drill held at Genesee Valley School. This drill was in regards to an explosive device and how the school responded and representatives from Administration, Staff, Sheriffs, local Police Department, Belmont Fire Department, Amity Rescue, Angelica Fire Department and Ambulance as well as the New York State Police were in attendance.

Mr. Luckey reported he went in search of an individual in Allentown who went the wrong way on a trail and became disoriented. He hid his motorcycle and hiking boots. He just had cuts and bruises and was transported to the hospital.

Mr. Luckey reported Centerville was hit hard with high winds. Centerville lines came down on a travel trailer. There was a lot of damage reported in the Houghton area, Tree of Life Oak tree fell over. The majority of damage was straight line winds. There were no injuries or deaths reported. Allegany County was very fortunate.

Youth Bureau and Stop DWI

Linda Edwards, Stop-DWI Program Coordinator, submitted her monthly report for the Committee to review. The Bicycle Safety Program had been presented in eight schools to 364 second graders. One more bicycle event will be coming up soon. Linda will be working with Ardent Solutions in the Wellsville Central School District. Linda indicated they will have presented their Bicycle Safety Program to about 400 Children. Next year the Bicycle Grant will allow us to buy 30 helmets which can be used for demonstration purposes only. Ms. Edwards reported she will receive a total of \$1,900 next year. Anything educational consists of brochures, flyers, posters, etc. but not helmets. She had a conversation with Tom Reed to get changes made so she can acquire some helmets to give away. Local agencies may be interested in giving them money to purchase helmets for the following year. Typically about 140 helmets are given out each year by the Youth Bureau.

Ms. Edwards reported DWI charges are way up this year. All local and state DWI charges are up to 66 in the first quarter this year. We are unsure of why numbers are so high for DWI's.

District Attorney

District Attorney Keith Slep provided his monthly report for the Committee to review.

Probation

Robert Starks, Probation Director, gave his monthly report for May 2016 for the Committee to review. Juvenile Delinquent intakes, at this time, are almost equal to what we had all last year. Mr. Starks, Alternatives to Incarceration Program Plan was approved for the 2016-2017 fiscal year and Authorization to apply for a Grant MOE. Mr. Starks noted costs continue to increase on the Alternatives to Incarceration Program. There is a rural community of practice, ten region grant which Allegany County may apply for. Mr. Starks is requesting permission to apply for this grant. Individual counties may not apply. Application is done by region. Allegany County is part of the Far Western Region. We are a part of the Cattaraugus, Allegany, Chautauqua County Region. This is a Juvenile Justice for Rural Counties grant. After discussion by the members, a motion was made by Legislator Hopkins, seconded by Legislator Healy, and carried to authorize permission to apply for the grant. **Refer to Ways and Means**

Weights & Measures

Gilbert Green, Director of Weights and Measures, disseminated his monthly report for the Committee to review.

Sheriff's Office

Monthly Reports

Sheriff Rick Whitney submitted his monthly report for the committee to review. Sheriff Whitney noted on June 6, 2016, Jail administrator Christopher Ivers received the national designation of Certified Jail Manager by the authority of the American Jail Association through the Jail Manager Certification Commission. Chris is one of only three jail administrators in New York State with this designation.

Allegany County Undersheriff Kevin Monroe recently received a Certificate of Graduation from the Federal Law Enforcement Training Centers (FLETC). He completed the Homeland Security Leadership Academy (HSLA) conducted at FLETC in Glynco, GA.

Sheriff Whitney provided his Civil Division monthly report for the Committee to review along with the monthly Allegany County 911 Report.

Act II Batters Program

Sheriff Whitney requested the acceptance and appropriation of \$4,550 from Accord Corporation for the continuation of the ACT II Batters Program. This is a renewal of an existing grant funded program. A motion was made by Legislator Healy and seconded by Legislator Scott and carried to accept and appropriate \$4,550 from Accord Corporation. **Refer to Ways and Means**

Quote of ID Printer for Courthouse and County Building

A quote was received on an ID Printer in the amount of \$3,711.91. This printer would print the ID's and would also be used to swipe the cards. It was noted there is no security budget. The money to pay for this printer would have to come from contingency. Terri Ross, Treasurer, would like to determine the cost of the entire project. Terri believes it should be taken out of Sheriff's Office budget. Legislator Burt inquired as to who paid for this printer when it was purchased the last time. Ms. Ross indicated that she will double check, but she believes it was included on the Bond the County secured. There was a motion made by Legislator Burt to table the decision to purchase an ID printer at this time. The motion failed due to a lack of a second motion. Legislator Healy made a motion to approve the purchase of a printer, seconded by Legislator Curran, and carried. Voting No: S. Burt. **Refer to Ways and Means**

Town of Alma Lease Agreement

A memorandum of Explanation was submitted by the Sheriff's Office to enter into a 25-year lease agreement for 1-acre of land in the Town of Alma. This property will be used to construct one of four new 911 towers. This land will not be county owned and will be a one-time payment of \$8,500 for a 25 year lease renewable by the County at the end of the lease agreement if the County so desires. Legislator Healy made a motion to approve the lease agreement. This motion was seconded by Legislator McGraw and carried. **Prepare Resolution**

Sheriff Whitney provided a Federal Population Report for June 2016 for the Committee to review.

The Sheriff requested permission to fill a Part Time E-911 Dispatcher (Non unit, Grade 13) and a Full Time E-911 Dispatcher (AFSCME, Grade 13) positions. A motion to approve filling both positions was made by Legislator McGraw, seconded by Legislator Hopkins, and carried. **Refer to Ways and Means**

New Business

Building Security Committee

Lt. Shawn Grusendorf suggested a Safety Officer is needed in the main building. There are other counties who have a Safety Officer on duty and he believes it would relieve stress on other people who do the training, MDS Sheets etc. This would be a single point of contact Lt. Grusendorf believes this is a necessity and should be brought up again.

Adjournment

There being no further business to come before the Committee, the meeting was adjourned at 11:48 a.m. following a motion by Legislator Burt, seconded by Legislator McGraw, and carried.

Respectfully submitted,
Janet Norris, Secretary to the Clerk of the Board
Allegany County Board of Legislators

PUBLIC SAFETY COMMITTEE

August 3, 2016
NOT APPROVED

Committee Members Present: P. Curran, D. Healy, S. Burt, K. LaForge, C. Crandall
(Absent – J. Hopkins, A. McGraw)

Others Present: L. Ballengee, T. Boyde, H. Budinger, D. Decker, S. Dewey, M. Evans, D. Fanton, K. Graves, S. Grusendorf, K. Hooker, B. Kelley, C. Knapp, B. LaValley, J. Luckey, K. Monroe, B. Riehle, T. Ross, D. Scholes, K. Slep, R. Starks, R. Swarthout, R. Whitney

Media Present: B. Quinn, *Wellsville Daily Reporter*

Call to Order: The meeting was called to order at 11:02 a.m. by Public Safety Committee Chairman Phil Curran.

Approval of Minutes

A motion was made by Legislator LaForge, seconded by Legislator Curran, and carried to approve the Public Safety Committee minutes of July 6, 2016.

Public Defender

Monthly Report

Public Defender Barbara Kelley pre-filed her monthly report.

Ms. Kelley stated they have roughly 100 new cases per month. She did attend two meetings recently, one in Buffalo and the other in Albany and from what she ascertained the Governor's office is being very tight-lipped about their intentions with respect to the legislation to have the State take over the funding. They are studying it right now because it is a huge expense. She did learn the expectation and intention is that our funding for the distributions will stay the same. If the legislation does pass, we will still get what we get now plus the 25 percent, and for now the grant funding will stay the same, and new grants will be coming out.

Emergency Management and Fire

Monthly Report

Director Jeff Luckey pre-filed his monthly report.

July had a lot of outreach programs we get involved in with starting out with the Firemen's Convention held in Allentown this year. We also did the Allegany County Fair and Outreach for the Office for the Aging attending the senior picnic. We have also been working on the Hazard Mitigation meeting with highway superintendents and previewed some of the updates.

Mr. Luckey requests a resolution to accept the FY2016 Local Emergency Management Performance Grant (LEMPG), Contract #T838265 in the amount of \$23,335. This allows for the usage of the funds in 2016-2017. There is no budget adjustment necessary as this grant is already budgeted in 2016. This grant is used to offset salary costs of \$16,335 within the Office of Emergency Management in regards to mitigation, preparing, planning, and recovery from man-made and natural disasters. Three thousand dollars (\$3,000) will be used to acquire equipment for the EOC and \$4,000 will be used to offset the cost of OES rent. This grant is for fiscal year 2016 (October 1, 2015 – September 30, 2017). The request was approved on a

motion by Legislator Healy, seconded by Legislator LaForge, and carried.

Prepare

Resolution

Mr. Luckey requested a resolution for the acceptance and budgeting of the fiscal year 2016 SHSP Homeland Security Grant, Contract # C969160 in the amount of \$52,500. Forty-six thousand five hundred dollars (\$46,500) will be used to strengthen communications and emergency alerting capabilities by adding portable radio repeaters within the County. Five thousand dollars (\$5,000) will provide additional personal protective equipment (PPE). One thousand dollars (\$1,000) maintains the PDA connectivity for the Emergency Manager's cell phone. The contract period for this grant is September 1, 2016, thru August 31, 2019. The request was approved on a motion by Legislator Healy, seconded by Legislator LaForge, and carried. **Refer to Ways & Means**

STOP-DWI

Monthly Report

Coordinator Linda Edwards pre-filed her monthly report. She was not able to attend the meeting but wanted Chairman Curran to highlight a couple of events from July. First, the Bicycle Program has been completed for the year. In July, she did a final presentation at the Whitesville Library, and the Olean Times Herald did a half-page article on bicycle safety. Second, she was at the Allegany County Fair all week managing the Traffic Safety Booth. They gave out around 40 helmets and many coloring books, reflective stickers, and flashing lights. Water bottles were also given to youth who correctly answered a bicycle safety question.

District Attorney

District Attorney Keith Slep pre-filed his monthly report.

Mr. Slep noted that Sheriff Whitney, Undersheriff Monroe, and he walked around the Allegany County Fair checking the vendors to make sure that everyone was compliant with the law.

Mr. Slep wanted to inform the legislators the DCJS has another round of grant funding for local police departments which has to pass through the District Attorney's Office for Recorded Interview Rooms. Grant money is available for this, and two or three departments have applied for this, and we are submitting this on their behalf.

Probation

Monthly Report

Director Bob Starks pre-filed his monthly report.

Mr. Starks stated the Juvenile Delinquent (JD) Intakes half way through this year have surpassed all of last year's figures. He received word that our reimbursement rate for ignition interlock cases will remain the same for the coming year which is October thru September. For every case that gets sentenced in Allegany County, we get reimbursed \$135 per case. In regards to the grant he talked to you last month about, the application was submitted. Whatever money we receive is not for any sustainable programs, it is primarily used for training school, personnel, and counselors to work with youth groups.

Weights & Measures

Director Gilbert Green pre-filed his monthly report. Mr. Green was unable to attend the meeting so Chairman Curran talked about the Memorandum of Explanation that was submitted for a transfer of \$1,100 from account A6610.422 (Weights & Measures-Gas) to A6610.201 (Weights & Measures-Equipment) to cover the cost of a slide bed for his work truck in order to improve safety as there will be less need to climb into the truck. Legislator Burt stated money is tight, and there are questions to ask so he would like to move this be tabled until Mr. Green can come and make a presentation to the committee. A motion to table for further discussion was moved by Legislator Burt, seconded by Legislator Healy, and carried.

Sheriff's Office

Monthly Report

Sheriff Rick Whitney pre-filed his monthly report. He stated the Allegany County Fair went off without any major incidents this year.

The Sheriff's Office is requesting a Resolution to amend Section (1) of Resolution Number 95-16 to read:

Resolved:

1. A lease of land between Dean R. & Kirsten L. Salyer and the County of Allegany for a .961 acre +/- parcel in the Town of Angelica on Bailor Hill Road for the sum of Eight Thousand Five Hundred Dollars (\$8,500) is hereby approved.

This is to change the property, the first property owner was unable to sell us the property so we have moved to the property across the road. The final contract is at the County Attorney's Office right now to be finalized. The terms have already been agreed upon. The request was approved on a motion by Legislator Healy, seconded by Legislator Burt, and carried. **Refer to Facilities & Communication, and Ways & Means Committee**

The Sheriff's Office is requesting permission to sign a Memorandum of Agreement with the Allegany County Deputy Sheriffs Association, Council 82, Local 3989, allowing the retention of retired Deputy Sheriffs as part-time Deputy Sheriffs, and the creation of five (5) part-time Deputy Sheriff positions.

A motion was made by Legislator Healy, seconded by Legislator Burt, and carried to go into an attorney/client session. Immediately following discussion a motion was made by Legislator Burt, seconded by Legislator LaForge, and carried to come out of attorney/client session.

The request to allow the retention of retired Deputy Sheriffs as part-time Deputy Sheriffs was approved on a motion by Legislator Healy, seconded by Legislator LaForge, and carried.

Refer to Personnel

Sheriff Whitney is requesting a resolution setting the pay rate of the part-time Deputy Sheriffs at \$17 per hour. This action should result in a savings in the Sheriff's Office Budget. The request was approved on a motion by Legislator LaForge, seconded by Legislator Curran, and carried. **Refer to Personnel**

The Allegany County 911 Radio Project is requesting the acceptance of Motorola Solutions' proposal for the replacement of Dispatch Consoles. The total funds requested are \$819,995.04. This purchase is done through NYS-OGS contract number PT67405. The

funding is through NYS Statewide Interoperable Communications Grant – Round 3. The request was approved on a motion by Legislator LaForge, seconded by Legislator Curran, and carried. **Refer to Facilities & Communications and Ways & Means Committees**

Sheriff Whitney is requesting the acceptance and appropriation of \$1,850 in user fees and \$4,550 from Accord Corporation for the continuation of the ACT II Batterers Program. This grant is a renewal of an existing grant funded program. The request was approved on a motion by Legislator Healy, seconded by Legislator Burt, and carried. **Refer to Ways & Means**

Sheriff Whitney is asking for a resolution authorizing Chairman Crandall and the Sheriff to sign the contract for prisoner housing between the Allegany and Wyoming County Jails for the year 2016. The 2015 contract was approved by the County Attorney with a per diem rate of \$90, and this is a renewal of that contract. We receive approximately \$4,000 per year from Wyoming County for housing. The request was approved on a motion by Legislator Healy, seconded by Legislator Burt, and carried. **Prepare Resolution**

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 11:50 a.m. following a motion by Legislator Burt, seconded by Legislator LaForge, and carried.

Respectfully submitted,
Stella Dewey
Allegany County Board of Legislators

PUBLIC SAFETY COMMITTEE
August 17, 2016
NOT APPROVED

Committee Members Present: P. Curran, D. Healy, S. Burt, J. Hopkins, K. LaForge, C. Crandall (Absent: A. McGraw)

Others Present: L. Ballengee, T. Boyde, H. Budinger, J. Budinger, G. Green, K. Hollis, R. Hollis, L. Hunsberger, B. Kelly, C. Knapp, T. Miner, B. Riehle, T. Ross, M. Washer

Media Present: B. Quinn, *Wellsville Daily Reporter*

Call to Order: The meeting was called to order at 3:24 p.m. by Public Safety Committee Chairman Phil Curran.

Public Defense Mandate Relief Act

Public Safety Committee Chairman Phil Curran stated that the Public Defense Mandate Relief Act (S8114/A10706) has been passed by both houses unanimously.

A motion was made by Legislator Hopkins, seconded by Legislator Healy, and carried to endorse the bills and adopt a resolution urging the Governor to sign into law the Public Defense Mandate Relief Act.

Legislator Healy stated he would like to hear any comments from the County Attorney on this matter. County Attorney Thomas Miner stated that we will be required to make sure these services are provided and it would be beneficial to have some state aid rather than the County covering the entire bill. **Prepare Resolution** (The resolution will be considered off the floor at the August 22 Board meeting)

WEIGHTS AND MEASURES

Transfer to Finance Slide Bed

Director Gilbert Green requested funds in the amount \$1,100 to finance a slide out truck bed. This piece of equipment will improve safety as there will be less need to climb in and out of the truck. The committee showed some concern in regards to where the funds were coming from to purchase this piece of equipment. Legislator LaForge stated from an ergonomic standpoint in doing Mr. Green's job this purchase will be a good addition.

Approval was granted on a motion by Legislator Hopkins, seconded by Chairman Curran, and carried. (Voting no: S. Burt) **Prepare Resolution**

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 3:35 p.m. following a motion by Legislator Burt, seconded by Legislator LaForge, and carried.

Respectfully submitted,
Meghan Washer, Secretary to the Clerk of the Board
Allegany County Board of Legislators

PUBLIC SAFETY COMMITTEE
September 7, 2016
NOT APPROVED

Committee Members Present: P. Curran, D. Healy, S. Burt, J. Hopkins, K. LaForge, A. McGraw, C. Crandall

Others Present: D. Decker, L. Edwards, K. Graves, G. Green, K. Hollis, R. Hollis, B. Kelley, S. Lanphier, J. Luckey, D. Marsh, J. Pipal, B. Riehle, T. Ross, D. Scholes, R. Starks, D. VesPucci, M. Washer, J. Weaver

Media Present: B. Quinn, *Wellsville Daily Reporter*

Call to Order: The meeting was called to order at 11:00 a.m. by Public Safety Committee Chairman Phil Curran.

Approval of Minutes

A motion was made by Legislator Hopkins, seconded by Legislator Curran, and carried to approve the Public Safety Committee minutes of August 3, 2016.

PUBLIC DEFENDER

Public Defender Barbara Kelley submitted her monthly report for review and stated their caseload continues to be steady.

EMERGENCY MANAGEMENT AND FIRE DIRECTOR

Emergency Management and Fire Director Jeff Luckey submitted his monthly report for review and discussed the active shooter drill performed at Genesee Valley High School. Mr. Luckey stated the drill was very successful with fifty law enforcement and Fire EMS in attendance. Mr. Luckey thanked Genesee Valley to allow them to host this drill and stated the next active shooter drill will be at St. Bonaventure University.

STOP-DWI

STOP-DWI Coordinator Linda Edwards requested a resolution to apply for the NYS STOP-DWI Foundation Crackdown Grant for the federal fiscal year October 1, 2016, – September 30, 2017, in the amount of \$9,999. This grant will provide additional enforcement money to local police departments to expand their DWI specific enforcement efforts. This request was approved on a motion made by Legislator McGraw, seconded by Legislator Burt, and carried. **Refer to Ways and Means**

Legislator Burt asked Ms. Edwards if the bicycle helmet giveaway was a random drawing or based on financial need. Ms. Edwards stated it was a random drawing done each day from the tickets submitted that day. Public Safety Committee Chairman Phil Curran questioned if this is the end of the bicycle helmet program. Ms. Edwards stated

she can purchase thirty helmets next year for demonstration only and will be looking for donations to purchase additional helmets. Public Safety Committee Chairman Phil Curran asked what happens to the thirty that are purchased for demonstration only. Ms. Edwards stated she can use them to go to classrooms and show children how to wear them properly; however, the helmets have to be returned to Ms. Edwards' office in the event she is audited by the state, she needs to show she has the thirty helmets in her office.

PROBATION DEPARTMENT

Probation Director Robert Starks submitted his monthly report for review.

WEIGHTS AND MEASURES DIRECTOR, GILBERT GREEN

Director Gilbert Green submitted his monthly report for review.

SHERIFF'S OFFICE

Sheriff Rick Whitney submitted his monthly report and was unable to attend the meeting. Public Safety Committee Chairman Phil Curran wished Undersheriff Kevin Monroe and his family all of the committee's best during his time of loss.

Request to Fill Correction Officer Position

Sheriff Rick Whitney requested approval to promote two Correction Officers to Deputy Sheriff, and fill all subsequent positions that will become vacant. The Deputy positions became vacant do to the resignation of a Deputy Sheriff (John Valentine) and the retirement of a Deputy Sheriff (Clark Brown). Legislator Graves questioned if the people being considered for these are positions already trained to be Deputy Sheriffs or do they need to go to the Academy. Personnel Officer Harold Budinger stated he believes anyone on the list will need to pass all of the requirements and attend the Academy. The request was approved on a motion made by Legislator Healy, seconded by Legislator Burt, and carried. **Refer to Ways and Means**

Request to Promote Part-Time Correction Officer to Full-Time

Sheriff Rick Whitney requested approval to promote one part-time Correction Officer to full-time (Council 82 Local 3989, Step 0). This position is a result of the promotion of two Correction Officers to Deputy Sheriff. This request was approved on a motion made by Legislator Healy, seconded by Legislator Hopkins, and carried. **Refer to Ways and Means**

Request to Fill Forensic Crisis Counselor Position

Sheriff Whitney requested a resolution to create and fill a Forensic Crisis Counselor position within the Sheriff’s Office. This position was previously contracted through Allegany Rehabilitation Associates and for stability and more effective deployment; the Sheriff is seeking to create a position with his office. The Forensic Crisis Counselor provides mental health services, including crisis intervention, counseling, and case management to inmates at the Allegany county Jail. The FCC works with probation and with other community service providers to provide appropriate services to individuals incarcerated at the Allegany County Jail. A motion was made by Legislator LaForge, seconded by Legislator Burt, and carried to table the approval pending further discussion.

Request to Fill Full-Time 911 Dispatch Position

Sheriff Whitney requested a resolution to create four full-time E-911 Dispatch positions. These positions are required to fill the new schedule in the E-911 Dispatch Center. These four positions are included in the 2016 Budget and have been included in our proposed Budget for 2017. This request was approved on a motion made by Legislator Healy, seconded by Legislator Hopkins, and carried. **Refer to Personnel**

Acceptance and Appropriation of Red Team Grant

Sheriff Rick Whitney requested a resolution to accept and appropriate \$2,507 from the Red Team Grant SH15-1085-D00. The funds should be appropriated as follows:

A3658.103 (Homeland Security – Premium Pay)	\$1,884
A3658.802 (Homeland Security – Retirement)	\$ 370
A3658.803 (Homeland Security – FICA)	\$ 170
A3658.806 (Homeland Security – Hosp. /Med. Ins.)	<u>\$ 83</u>
Revenue #A3658.3306 (REDT)	\$ 2507

This request was approved on a motion made by Legislator Hopkins, seconded by Legislator Healy, and carried. **Refer to Ways and Means**

FBI Antenna Site Agreement

Sheriff Rick Whitney requested a resolution to approve the Standard FBI Antenna Site License Agreement renewal between the County of Allegany and the U.S. Department of Justice Federal Bureau of Investigation in relation to the Bureau’s use of County real property on Corbin Hill, Town of Amity, for the period of October 1, 2016, through September 30, 2026.

Renewal of the license for each successive year will be with the same terms and conditions except the license fee will increase by 3 percent each year as follows:

October 1, 2016 – September 30, 2017	\$1,576.82
October 1, 2017 – September 30, 2018	\$1,623.81
October 1, 2018 – September 30, 2019	\$1,672.53
October 1, 2019 – September 30, 2020	\$1,722.70
October 1, 2020 – September 30, 2021	\$1,774.38
October 1, 2021 – September 30, 2022	\$1,827.62
October 1, 2022 – September 30, 2023	\$1,882.44
October 1, 2023 – September 30, 2024	\$1,938.91
October 1, 2024 – September 30, 2025	\$1,997.09
October 1, 2025 – September 30, 2026	\$2,056.99

This request was approved on a motion made by Legislator Healy, seconded by Legislator McGraw, and carried. **Prepare Resolution**

EMT CERTIFICATION

Emergency Management and Fire Director Jeff Luckey discussed his concern with the possible elimination of the Advanced Life Support Program in Allegany County. Mr. Luckey asked that the committee show support in ensuring the Advanced Life Support Program remains in Allegany County. Owner of Medical Transport Service and Medic 700 Dan Marsh stated it is crucial for our County to keep ALS (Advanced Life Support). Mr. Marsh went on to say that currently Allegany County has 24 CCs (Critical Care), and ten paramedics; however, five of those ten paramedics work outside the County; therefore, if we lose our 24 CCs, we are left with five paramedics, and there is no way only they can cover the entire County. A motion was made by Legislator McGraw, seconded by Legislator Healy, and carried to show support in keeping the Advanced Life Support Program in Allegany County. **Prepare Resolution (to come off the Floor at 9/12/16 Board Meeting)**

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 3:35 p.m. following a motion by Legislator Burt, seconded by Legislator LaForge, and carried.

Respectfully submitted,

Meghan Washer, Secretary to the Clerk of the Board
Allegany County Board of Legislators

PUBLIC SAFETY COMMITTEE
October 5, 2016
NOT APPROVED

Committee Members Present: P. Curran, D. Healy, S. Burt, J. Hopkins, K. LaForge, A. McGraw, (Absent: C. Crandall)

Others Present: R. Anderson, T. Boyde, L. Edwards, K. Francisco, K. Graves, G. Green, K. Hollis, R. Hollis, C. Ivers, C. Jessup, B. Kelley, S. Lanphier, J. Luckey, D. Marsh, K. Monroe, B. Riehle, K. Slep, R. Starks, R. Swarthout, M. Washer

Media Present: B. Quinn, *Wellsville Daily Reporter*

Call to Order: The meeting was called to order at 11:00 a.m. by Public Safety Committee Chairman Phil Curran.

Approval of Minutes

A motion was made by Legislator Burt, seconded by Legislator Hopkins, and carried to approve the Public Safety Committee minutes of September 7, 2016.

PUBLIC DEFENDER

Public Defender Barbara Kelley attended the meeting and submitted her monthly report for review and stated their caseload continues to be steady.

EMERGENCY MANAGEMENT AND FIRE DIRECTOR

Emergency Management and Fire Director Jeff Luckey attended the meeting and submitted his monthly report for review. Legislator Hopkins questioned the timeframe for a decision on the Critical Care Program continuing in Allegany County. Mr. Luckey stated they should have an answer in March of 2017.

STOP- DWI

STOP-DWI Coordinator Linda Edwards submitted her monthly report for review and noted to the committee there is a SADD (Students Against Drunk Driving) conference coming up on October 21, 2016.

Approval of NYS STOP- DWI Plan

STOP DWI Coordinator Linda Edwards requested a resolution to approve the 2017 STOP-DWI Plan. The plan is outline follows:

<u>Component</u>	<u>Amount</u>
Enforcement	\$ 25,000.00
Prosecution	\$ 3,000.00
Court Related	\$ 2,000.00
Probation	\$ 3,000.00
Rehabilitation	\$ 1,300.00

Public Information/Education	\$ 5,300.00
Administration	<u>\$ 43,674.00</u>
Total	\$ 83,274.00

Revenue Estimated for the 2017 Program Year **\$ 75,000.00**

The request was approved on a motion made by Legislator Healy, seconded by Legislator McGraw, and carried. **Refer to Ways and Means**

DISTRICT ATTORNEY

District Attorney Keith Slep attended the meeting and submitted his monthly report for review.

Assistant District Attorney Position

A motion was made by Legislator Burt, seconded by Legislator Healy, and carried to table the discussion of the Assistant District Attorney position.

PROBATION DEPARTMENT

Probation Director Robert Starks attended the meeting and submitted his monthly report for review. Mr. Starks noted that their adult supervision cases have increased compared to last year mainly from the influx of transfers from colleges and universities. Mr. Starks explained to the committee that any individual who has been sentenced to probation in a County other than Allegany County but attends college here, is offered adult supervision. Legislator Healy questioned if there is a particular area they see most of these individuals come from. Mr. Starks stated most are from Western New York.

Renewal of NYS Probation Block Grant

Probation Director Robert Starks requested a resolution to approve the renewal of the NYS Probation Block Grant. This grant will allow for continued partial funding from the NYS Division of Criminal Justice Services for this Department's Probation services. The funds should be appropriated as follows:

A3140.101 (Probation-Personnel)	\$151,101
Revenue: A3140.3310.00	\$151,101

The request was approved on a motion made by Legislator Healy, seconded by Legislator LaForge, and carried. **Refer to Ways and Means**

WEIGHTS AND MEASURES DIRECTOR, GILBERT GREEN

Director Gilbert Green attended the meeting and submitted his monthly report for review.

SHERIFF'S OFFICE

Undersheriff Kevin Monroe attended the meeting and submitted his monthly report for review.

Request to Fill Forensic Crisis Counselor Position

Sheriff Whitney requested a resolution to create and fill a Forensic Crisis Counselor (PEF, Grade 8, Step: Base) position within the Sheriff's Office. This position has previously been contracted through Allegany Rehabilitation Associates and for stability and more effective deployment; the Sheriff is seeking to create this position within his office. The Forensic Crisis Counselor will provide mental health services including crisis intervention, counseling, and case management to inmates at the Allegany County Jail. Legislator Graves questioned what happened to the contract that brought the Sheriff's office to this point of creating a new position within their office. Undersheriff Kevin Monroe stated that the current individual in this position has resigned. Undersheriff Monroe stated that keeping someone here is imperative and this is now the second Crisis Counselor to leave in his six years here, but the pay they were receiving wasn't at the level it should have been; therefore, he's moving on to a new position. Legislator Graves questioned if they have attempted to renegotiate the terms of the contract with Allegany Rehabilitation Associates. Undersheriff Monroe stated there wasn't a breakdown in the contract terms; there was a breakdown in keeping someone in the position due to the salary level. Community Services Director Dr. Robert Anderson stated this position is very important and to get someone to come in and grow into the position and develop, you have to offer them comparable pay to what other certified Crisis Counselors with similar certifications are receiving in other areas, and that task is going to be a lot easier to accomplish through the County. Dr. Anderson stated he understands what happens when you add a position to a County organization; however, this is one of those instances when bringing the position to the County will make it have more continuity. Legislator Graves questioned if there is any possibility of renegotiating the contract to the County's advantage. Dr. Anderson stated in talking with Michael Damiano, the Executive Director of Allegany Rehabilitation Associates, Mr. Damiano was hesitant about what would happen if we renegotiated the contract and stated we would have to get someone who is at a higher certification level such as a Social Worker or Psychologist which will be costly to the County. Public Safety Committee Chairman Phil Curran questioned if there enough certified Crisis Counselors within the County that we could have an open contract and when you need someone, you call and get whoever is available. Undersheriff Monroe stated one thing that makes this position valuable is when they are here eight hours a day, and, if needed, also come in on weekends. To move to an open contract, you're losing your on-site full-time Crisis Counselor which will be detrimental to the Jail. Legislator Graves questioned what the typical hours will be in a work week. Jail Administrator Chris Ivers stated the position would be a 40-hour work week and anything above and beyond that will be overtime according to the terms of the PEF Agreement. Legislator Burt questioned how much we currently pay for the yearly contract with Allegany Rehabilitation Associates. Undersheriff Monroe stated we currently pay \$68,000 which also includes fringe benefits. Legislator Burt raised the issue that this new position starts at \$59,000 with fringe benefits; however, that does not include the overtime we would need to cover for weekends and that amount could really add up. Legislator Burt went on to ask how often the current Crisis Counselor is needed on weekends. Jail Administrator Chris Ivers stated he is needed one or twice a month. Legislator Graves questioned Dr. Anderson if this position would have any future education costs. Dr. Anderson stated they would be expected to attend an annual forensic training that is put on by

the NYS Office of Mental Health; but the cost is minimal. Public Safety Committee Chairman Curran stated more exploration of the contract renewal with Allegany Rehabilitation Associates is in order before adding another employee to the County payroll. A motion was made by Legislator Burt, seconded by Legislator Healy, and carried to table creating and filling the Forensic Crisis Counselor position pending further exploration of the contract renewal.

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 11:41 a.m. following a motion by Legislator Burt, seconded by Legislator Hopkins, and carried.

Respectfully submitted,

Meghan Washer, Secretary to the Clerk of the Board
Allegany County Board of Legislators

PUBLIC SAFETY COMMITTEE
October 11, 2016
NOT APPROVED

Committee Members Present: P. Curran, D. Healy, S. Burt, J. Hopkins, K. LaForge, C. Crandall, (Absent: A. McGraw)

Others Present: T. Boyde, D. Decker, L. Edwards, D. Fanton, K. Francisco, K. Graves, K. Hollis, C. Jessup, D. Root, T. Ross, M. Washer

Call to Order: The meeting was called to order at 12:52 p.m. by Public Safety Committee Chairman Phil Curran.

PROBATION DEPARTMENT

Probation Director Robert Starks requested a resolution to approve a transfer of funds in the amount of \$500 from A3140.413 (Rentals) to A3140.402 (Equipment). The Allegany County Probation Department purchased four new computer monitors in 2015, but is just being billed for them resulting in an added cost to the 2016 Equipment budget and this transfer will cover the cost of the monitors. The request was approved on a motion made by Public Safety Committee Chairman Phil Curran, seconded by Legislator Healy, and carried. **Refer to Ways and Means**

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 12:56 p.m. following a motion by Legislator LaForge, seconded by Legislator Burt, and carried.

Respectfully submitted,

Meghan Washer, Secretary to the Clerk of the Board
Allegany County Board of Legislators

PUBLIC SAFETY COMMITTEE
October 24, 2016
NOT APPROVED

Committee Members Present: P. Curran, D. Healy, J. Hopkins, K. LaForge, C. Crandall,
(Absent: S. Burt, A. McGraw)

Others Present: L. Ballengee, T. Boyde, D. Burch, D. Decker, D. Fanton, K. Graves, L. Gridley,
P. Griffith, M. Heller, K. Hollis, R. Hollis, C. Ives, C. Jessup, T. Miner, K. Monroe, T.
O'Grady, B. Riehle, D. Root, T. Ross, M. Washer, R. Whitney

Call to Order: The meeting was called to order at 12:50 p.m. by Public Safety Committee
Chairman Phil Curran.

SFY 2016-17 Police Protective Equipment Program (PPEP)

The Sheriff's Office requested a resolution to apply for funds allowed under Tier 8 of the SFY 2016-17 Police Protective Equipment Program (PPEP). The maximum amount available to Allegany County is \$25,000, and the funds would be used to purchase or replace patrol rifles, advanced ballistic vests, and advanced ballistic helmets for all County law enforcement agencies. Public Safety Committee Chairman Phil Curran questioned if there is currently a Mutual Aid Agreement in place. Village of Wellsville Police Chief Tim O'Grady stated at one time we did have County-wide Mutual Aid Agreements in place; however, they are outdated and will need new signatures as there have been changes in personnel. Chief O'Grady went on to state the distribution of funds will be Allegany County Sheriff's Office receiving \$6,500, Wellsville, Cuba and Alfred Police Departments will all receive \$3,500, and \$1,140 will go to the seven part-time Police Departments if they choose to participate. Public Safety Committee Chairman Phil Curran stated it is his understanding there are some rifles involved which will include training and questioned if the County is liable for that since we are applying for the grant. County Administrator Timothy Boyde stated after discussing this matter with County Attorney Tom Miner, it was determined that would be each department's responsibility to train their employees in the administration or use of these weapons. Legislator Healy questioned what kind of rifles will be purchased. Chief O'Grady stated there are several the grant deems acceptable to purchase including any DCJS (Department of Criminal Justice Services) approved patrol rifle which is defined as a M4A1 Carbine, AR-15 Rifle, Ruger Mini-14 Rifle, MP5, or other firearm with similar capabilities as determined by DCJS (Department of Criminal Justice Services). Legislator Hopkins questioned if they are seeing a predominant purchase of rifles or if each department will have their own choice of which equipment to purchase. Sheriff Whitney stated each department can choose what they want, and the Sheriff's Office will likely split up the purchase between rifles, helmets, and vests. Chief O'Grady stated he is looking to purchase six helmets and any leftover funds will purchase a rifle. Town of Cuba Police Chief Dustin Burch stated they are looking to purchase rifles to have in their vehicles. They currently have one but would like to purchase additional rifles to have in every car. Chief Burch went on to say they do have a policy in place and instructors who train on the use of the rifles. These rifles will not be used for routine police work; however, in the event of a school shooting or other serious event, it would be imperative to have them available. Legislator Graves showed his support for this grant and stated he would like to see the departments receive the equipment, but questioned how it was decided what the largest police department in the County is, and how it was calculated as to who would get what amount of money. Legislator Graves went on to say that because the

Allegany County Sheriff's Office doesn't have an official road patrol, he feels the majority of the funds should go to the local Police Departments who are policing our roads. Sheriff Whitney explained the grant application states that the largest Police Department in the County is the one with the most sworn in officers. Legislator Graves noted the contract states that the Executive Deputy Commissioner can change the terms of the contract for the best interest of New York, and questioned if anyone has mentioned we have no road patrol and maybe we should change the terms so the Wellsville, Alfred, or Cuba Police Departments carry the lead on the grant because they are full-time and actively patrolling our roads. Chief O'Grady explained that when the local police departments were discussing this grant, they looked at the County taking the lead on it because they have the most personnel so they would receive the largest amount, then further broke down the distribution amounts based on the second largest department and so on. Public Safety Committee Chairman Phil Curran stated that while the Sheriff's Office doesn't have a road patrol, if an emergency occurred that required a large turnout of police force, the Sheriff will have a better chance at gathering more officers than the Village Police Departments can; therefore, he would like to see an equitable distribution of rifles, helmets and vests among the respondents that can come forward in the event they are needed. The request was approved on a motion made by Legislator Healy, seconded by Legislator Hopkins, and carried. **Refer to Ways and Means**

Forensic Crisis Counselor Position

Sheriff Rick Whitney stated that they met with Community Services Director Dr. Anderson and decided to renegotiate the terms of their contract with Allegany Rehabilitation Associates to a new annual amount of \$76,000 and will not be creating a full-time Forensic Crisis Counselor position within the Sheriff's Office. Sheriff Whitney stated that while the new terms include a \$10,000 increase, it still remains cost effective to the County. This request was approved on a motion made by Legislator Healy, seconded by Legislator LaForge, and carried.

Prepare Resolution

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 1:12 p.m. following a motion by Legislator LaForge, seconded by Legislator Hopkins, and carried.

Respectfully submitted,

Meghan Washer, Secretary to the Clerk of the Board
Allegany County Board of Legislators

PUBLIC SAFETY COMMITTEE
November 2, 2016
AMENDED

Committee Members Present: P. Curran, D. Healy, S. Burt, J. Hopkins, K. LaForge, A. McGraw, C. Crandall

Others Present: T. Boyde, B. Budinger, D. Decker, L. Edwards, M. Evans, D. Fanton, K. Graves, G. Green, K. Hollis, R. Hollis, C. Ivers, C. Jessup, B. Kelley, S. Mahoney, T. Miner, K. Monroe, B. Riehle, T. Ross, K. Slep, R. Starks, B. VanHousen, M. Washer, R. Whitney

Media Present: B. Quinn – *Wellsville Daily Reporter*

Call to Order: The meeting was called to order at 11:00 a.m. by Public Safety Committee Chairman Phil Curran.

Approval of Minutes

A motion was made by Legislator LaForge, seconded by Legislator Burt, and carried to approve the Public Safety Committee minutes of October 5, 2016.

PUBLIC DEFENDER

Public Defender Barbara Kelley attended the meeting and submitted her monthly report to the committee for review.

EMERGENCY MANAGEMENT AND FIRE DIRECTOR

Emergency Management and Fire Director Jeff Luckey submitted his monthly report to the committee for review.

STOP- DWI

STOP-DWI Coordinator Linda Edwards submitted her monthly report for review and noted to the committee the SADD (Students Against Drunk Driving) conference held October 21, 2016, went very well and there was a total of 108 in attendance. Ms. Edwards also stated they will be receiving grant money next year that will allow them to purchase helmets and child safety seats, and she is getting ready to survey the County for wants and needs for them.

DISTRICT ATTORNEY

District Attorney Keith Slep attended the meeting and submitted his monthly report for review. Mr. Slep noted with the holidays coming up everyone should take extra caution with safeguarding their credit cards as there are now people reading the numbers off credit cards and purchasing gift cards with them. Legislator Decker asked if the new chip cards are helping to cut down on the theft. Mr. Slep stated as long as you the owner of the card are standing there inserting the chip card, it will help, but not as much as we'd like as people are now just reading your numbers off your card.

PROBATION DEPARTMENT

Probation Director Robert Starks attended the meeting and submitted his monthly report for review. Mr. Starks noted his two new Probation Officers completed their fundamentals and Police Officer training, and they were able to have it completed in Erie County, which saved a significant amount of money. Public Safety Committee Chairman Phil Curran questioned why there was such a difference in price from where it was previously done in Monroe County. Mr. Starks stated in Monroe County, it was held at Monroe Community College which forced them to pay a tuition cost of \$700 per Officer, versus Erie County which was \$150 per Officer.

WEIGHTS AND MEASURES DIRECTOR, GILBERT GREEN

Director Gilbert Green attended the meeting and submitted his monthly report to the committee for review.

SHERIFF'S OFFICE

Sheriff Rick Whitney attended the meeting and submitted his monthly reports to the committee for review. Legislator Graves questioned with over 16,300 pounds of produce harvested at the Jail, how do they store it and not lose it. Sheriff Whitney stated a lot of them can freeze, which they do, and the remaining produce they use up the best they can.

ACT II Batterers Program Grant Renewal

Sheriff Whitney requested a resolution to accept and appropriate \$4,550 from Accord Corporation for the continuation of the ACT II Batterers Program. The funds should be appropriated as follows:

A3117.449 (ACT II Batterers Program – Contractual Expenses)	\$4,550
Revenue: A3117.2260.00	\$4,550

This request was approved on a motion made by Legislator Healy, seconded by Legislator Hopkins, and carried. **Refer to Ways and Means**

E-911 Dispatch Positions

Sheriff Whitney requested approval to fill four E-911 Dispatch positions (AFSME Council 66 Bargaining Unit, Grade 13, Step: Base). Legislator Burt stated in order to hire four new Dispatchers it will cost a little under \$200,000 for salaries and benefits, and asked if this will be saving that same amount or more in the overtime currently being paid. Sheriff Whitney stated he doesn't believe that big of an amount would be saved in just overtime, but that hiring these positions will certainly help cut down on the overtime, as they currently don't have enough employees to fill the schedule. Sheriff Whitney went to explain that right now they have dispatchers working two to three double shifts in a row, and with this line of work, you need someone who is alert and after working three doubles you run the risk of something happening that could jeopardize public safety. Legislator Burt referred to County Administrator Tim Boyde for his thought on the cost of adding four new Dispatchers. Mr. Boyde stated by doing this we have a stable workforce in the 911 Center and no more talk of these guys working three double shifts in a row which will help balance the community safety. Legislator Burt then asked

Legislator Graves and Legislator Healy for their thoughts on adding additional employees. Legislator Healy stated if the County Administrator and County Treasurer are satisfied, he feels okay moving forward. Legislator Graves stated they needed to listen to the Sheriff on this one, and while he's not in favor of hiring more people, you have to look at the safety of the public, and make sure who we have in there is alert. Legislator Graves went on to say you never know what kind of phone calls these Dispatchers are going to get, and you need to have a full staff available in the event you lose a Dispatcher due to taking a traumatic call. This request was approved on a motion made by Legislator Hopkins, seconded by Legislator LaForge, and carried. **Refer to Ways and Means**

Request to Transfer Funds

Sheriff Whitney requested approval to transfer funds from contingency for the four E-911 Dispatcher positions. The annual salary for these four positions is \$131,331.20 and Sheriff Whitney would like them filled before the end of 2016 and asked for two months of salary totaling \$21,889 to be funded from contingency. This request was approved on a motion made by Legislator Healy, seconded by Legislator McGraw, and carried. **Refer to Ways and Means**

New York State Division of Criminal Justice Narcotics Grant

Sheriff Whitney requested a resolution to accept and appropriate the New York State Division of Criminal Justice Service Narcotics Grant. This grant is filed jointly with the Cattaraugus County Sheriff's Narcotics Unit. The total award for the grant is \$90,000 that will be split equally between Cattaraugus and Allegany County. The Allegany County Narcotics Unit will receive \$45,000. Sheriff Whitney stated they anticipate spending these funds on a Drug K-9, License Plate Reader, Drone, and licensing and training. These items were submitted pre-acceptance of grant and have been approved by NYS DCJS. The \$45,000 should be appropriated to A3111.208 (Sheriff Drug Program – Equipment) with a like sum credited to revenue account A3111.3324.DCJS. The equipment breakdown is as follows:

Drug K-9	\$20,000
License Plate Reader	\$20,000
Drone	<u>\$ 5,000</u>
Total:	\$45,000

Legislator Hopkins asked for confirmation they are getting a Drug K-9 dog. Sheriff Whitney stated when this grant came out he went to the Narcotics Unit for recommendations on what to spend the money on. Sheriff Whitney went on to further explain the County recently went down to one K-9, which belongs to the State Police, and not ever knowing where he's going, they suggested we get another one. Legislator Hopkins questioned who is going to be working with the K-9. Sheriff Whitney stated Sergeant Mahoney, who oversees the Narcotics Unit, will be handling the dog. Legislator Hopkins questioned Sgt. Mahoney if he has discussed with his family, having this dog in their home. Sgt. Mahoney stated he has discussed it with his wife, who is in full support; however, due to the fact that it hasn't gone through approval, there have been limitations to how far they can pursue all of the details with agencies. Legislator Healy asked if the \$20,000 will cover all of the costs. Sgt. Mahoney stated they have researched the cost of the dog, equipment used for training as well as training the dog. Sgt. Mahoney went to say Veterinary care is an unforeseen cost; however, there are different avenues to handle

that, and noted some Counties budget for it, some receive donations from Veterinary practices, but to say all of the costs are covered, we can't do that. Legislator Burt asked if Sgt. Mahoney is moving to being in charge of the K-9, do they then have to hire someone to fill Sgt. Mahoney's previous position. Sheriff Whitney stated no, handling the K-9 will be in addition to his current job duties. Legislator Healy stated that is going to then put them in the position of having overtime incurred. Sheriff Whitney stated he has discussed the overtime with Sgt. Mahoney and they have agreed that if he has to be called in with the K-9, he will adjust his schedule to avoid a lot of overtime, but unfortunately there will probably be some. Sgt. Mahoney stated he has reached out to different agencies to see how many hours they budget for, and stated unfortunately police work is unforeseen; however, DCJS Certification requires eight hours of training per month to hold the Narcotics Detection Certification. Legislator Healy asked if he would be responding to other agency requests. Sgt. Mahoney stated yes, they would like to not just keep this in house and have it only benefit the Sheriff's Office. Sgt. Mahoney went to say he has had schools call and ask for a K-9 unit to come and sweep the school for drugs, but he has had to steer them away; therefore, getting this K-9 will hopefully help us crack down on the drug problem that is hitting our youth. "Legislator Healy asked if the State Police have a K-9. Sgt. Mahoney stated yes, but he isn't always available for use." Legislator Graves expressed concern that we already have a service paid by our taxpayers, and if the K-9 isn't available for use to our Sheriff's Office, then that is an issue that needs to be handled. Public Safety Committee Chairman Phil Curran stated, he understands Legislator Graves' concern; however, given the drug problem sweeping our County and youth, he doesn't see where an additional K-9 will do anything but help. This request was approved on a motion made by Legislator LaForge, seconded by Legislator Hopkins, and carried. **Refer to Ways and Means**

Traffic Safety Board Appointments

The Traffic Safety Board requested a resolution from the Board of Legislators to appoint Willy Weaver to complete Jay Ballard's unexpired three-year term on the Traffic Safety Board commencing immediately and expiring December 31, 2018. This request was approved on a motion made by Legislator Curran, seconded by Legislator McGraw, and carried. **Prepare Resolution**

The Traffic Safety Board requested a resolution from the Board of Legislators to re-appoint Dustin Burch to the Traffic Safety Board for a three-year term commencing January 1, 2017, and expiring December 31, 2019. This request was approved on a motion made by Legislator Healy, seconded by Legislator Burt, and carried. **Prepare Resolution**

The Traffic Safety Board requested a resolution from the Board of Legislators to re-appoint Linda Edwards to the Traffic Safety Board for a three-year term commencing January 1, 2017, and expiring December 31, 2019. This request was approved on a motion made by Legislator Healy, seconded by Legislator Burt, and carried. **Prepare Resolution**

The Traffic Safety Board requested a resolution from the Board of Legislators to re-appoint Ray Parlett to the Traffic Safety Board for a three-year term commencing January 1, 2017, and expiring December 31, 2019. This request was approved on a motion made by Legislator Healy, seconded by Legislator Burt, and carried. **Prepare Resolution**

The Traffic Safety Board requested a resolution from the Board of Legislators to re-appoint Rick Whitney to the Traffic Safety Board for a three-year term commencing January 1,

2017, and expiring December 31, 2019. This request was approved on a motion made by Legislator Healy, seconded by Legislator Burt, and carried. **Prepare Resolution**

Attorney/Client Session

A motion was made by Legislator Curran, seconded by Legislator Healy, and carried to enter into attorney/client session at 11:57 a.m. Immediately following discussion at 12:07 p.m., a motion was made by Legislator Burt, seconded by Legislator McGraw, and carried to end the attorney/client session and return to the regular meeting.

Assigned Counsel

County Attorney Tom Miner requested a resolution to approve a one year contract with Attorney Edward Pekarek to serve as the Assigned Counsel Administrator. The contract will be in the amount of \$14,400 and run from November 1, 2016, to October 31, 2017. The contract is necessary as the previous Assigned Counsel Administrator passed away. In addition to approving the contract for a new Assigned Counsel Administrator, County Attorney Tom Miner requested approval to pay Attorney Joseph Miller the sum of \$2,666.66 for handling the work of the Assigned Counsel Administrator on an interim basis during the months of September and October. Attorney Miller undertook this work at the request of County Attorney Tom Miner. The interim period covers the time period from when the late Assigned Counsel Administrator became incapacitated and unable to perform the duties until a new Administrator is appointed. The amount of pay is at the same rate (\$1,333.33 per month), as was paid the now deceased Assigned Counsel Administrator. This request was approved on a motion made by Legislator Burt, seconded by Legislator McGraw, and carried. **Refer to Ways and Means**

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 12:09 p.m. following a motion by Legislator Burt, seconded by Legislator McGraw, and carried.

Respectfully submitted,

Meghan Washer, Secretary to the Clerk of the Board
Allegany County Board of Legislators

PUBLIC SAFETY COMMITTEE
December 7, 2016
NOT APPROVED

Committee Members Present: P. Curran, D. Healy, S. Burt, J. Hopkins, K. LaForge, A. McGraw, C. Crandall

Others Present: D. Decker, L. Edwards, D. Fanton, K. Graves, G. Green, S. Grusendorf, K. Hollis, R. Hollis, K. Hooker, C. Ivers, C. Jessup, B. Kelley, J. Luckey, S. Mahoney, T. Miner, K. Monroe, B. Riehle, T. Ross, D. Scholes, K. Slep, R. Starks, N. Ungermann, M. Washer

Media Present: B. Quinn – *Wellsville Daily Reporter*, Bob Clark – *Olean Times Herald*

Call to Order: The meeting was called to order at 11:01 a.m. by Public Safety Committee Chairman Phil Curran.

Approval of Minutes

A motion was made by Legislator Healy, seconded by Legislator McGraw, and carried to approve the Public Safety Committee November 2, 2016, minutes with the following amendment:

Replace:

“Legislator Healy asked if the State Police have a K-9. Sgt. Mahoney stated yes, but he isn’t available to us for use.”

With:

“Legislator Healy asked if the State Police have a K-9. Sgt. Mahoney stated yes, but he isn’t always available for use.”

PUBLIC DEFENDER

Public Defender Barbara Kelley attended the meeting and submitted her monthly report to the committee for review.

EMERGENCY MANAGEMENT AND FIRE DIRECTOR

Emergency Management and Fire Director Jeff Luckey attended the meeting and submitted his monthly report to the committee for review.

Arson Plan

A motion to table the approval of the Arson Plan pending further review was made by Legislator Hopkins, seconded by Legislator McGraw, and carried.

STOP- DWI

STOP-DWI Coordinator Linda Edwards attended the meeting and submitted her monthly report to the committee for review and noted the month of December is national drunk driving awareness month.

DISTRICT ATTORNEY

District Attorney Keith Slep attended the meeting and submitted his monthly report to the committee for review.

PROBATION DEPARTMENT

Probation Director Robert Starks attended the meeting and submitted his monthly report to the committee for review.

WEIGHTS AND MEASURES DIRECTOR, GILBERT GREEN

Director Gilbert Green attended the meeting and submitted his monthly report to the committee for review. Legislator Hopkins questioned if there is a regular schedule or route that the scales get checked or if they all are done in one area at one time. Mr. Gilbert indicated they are done arbitrarily. Legislator Ungermann stated in his case he has a truck scale; therefore, Mr. Gilbert needs to coordinate with who has the weights to put on the scale, so a lot of it is when they are available.

SHERIFF'S OFFICE

Undersheriff Kevin Monroe attended the meeting and submitted his monthly reports to the committee for review. Undersheriff Monroe stated recently Immigration and Customs Enforcement were at the Jail to inspect the facility. The inspection went great and they had a 99.85 percent success rate.

Oneida County Agreement

The Sheriff's Office requested a resolution authorizing the agreement renewal with Oneida County to provide services at the Central NY Psychiatric Center Forensic Unit to expire December 31, 2019. This request was approved on a motion made by Legislator Healy, seconded by Legislator McGraw, and carried. **Prepare Resolution**

ACT II Batterers Program

The Sheriff's Office requested a resolution to accept and appropriate \$2,275 from Accord Corporation and \$1,717.75 in user fees for the continuation of the ACT II Batterers Program. The funds should be appropriated as follows:

Appropriation:

A3117.449 (ACT II Batterers Program – Contractual Expenses)	\$3,992.75
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Revenue:

A3117.2260.00 (ACT II Batterers Program – Public Safety Services) \$3,992.75

This request was approved on a motion made by Legislator Healy, seconded by Legislator Burt, and carried. **Refer to Ways and Means**

Building Screening Policy

The Sheriff's Office requested that the approved Building Screening Policy be included in the County policy. Legislator Hopkins commended the sub-committee for their hard work on putting this policy together. This request was approved on a motion made by Legislator Burt, seconded by Legislator McGraw, and carried. **Refer to Ways and Means**

Purchase of Security Cameras

The Building Security sub-committee recommended the County purchase six new security cameras, with supporting infrastructure, to be installed in the County Office Building and Probation Department. This new camera system will be an expansion of the existing camera surveillance system currently serving the County Office Building as well as the old and new court facilities. The funding source is to be identified by the Ways and Means Committee and County Administrator Tim Boyde. The fiscal impact on the 2017 Budget for this purchase will be \$31,000. Legislator Burt asked if this has already been budgeted. County Treasurer Terri Ross stated they would have to tap into contingency because there is no other money budgeted for it. Ms. Ross stated she previously came to the Public Safety Committee as well as several other Committees and requested a total amount needed for this project, but never received anything back, so it was not built into the 2017 Budget or into a Capital Project. Ms. Ross recommended they look at the total cost of this project and create a Capital Project which will avoid having to come back and continuously request to transfer funds from contingency. Legislator Healy asked if there is any money available from the Courts to help fund this project. Legislator Graves stated the Courts will not cover this. Legislator Healy responded he believed there were conversations that they would contribute towards it. A motion was made by Legislator Burt, seconded by Legislator Hopkins, and carried to table the purchase of new security cameras pending a source of funding. **Refer to Building Security Sub-Committee and Budget Officers**

Fire Advisory Board Appointments

The Fire Advisory Board requested a resolution from the Board of Legislators to appoint the following people for a one-year term to the Fire Advisory Board. The term will commence January 1, 2017, and expire December 31, 2017.

Kevin Gagne – Alfred
Judson Stearns, Jr. – Alfred
Richard Paul Edwards – Allentown
Emily Ormsby – Almond
Rick Abbott – Angelica
David Jennings – Belfast
Brandon LaValley – Belmont

Scott Sharp – Clarksville
John Wilson – Cuba
Gerald Gayford – Fillmore
Carle Green – Friendship
Loren Lozier – New Hudson
Lyle Champlin – Richburg
Dan Metcalf – Rushford

Terry Richardson – Bolivar
Scott Kenyon – Canaseraga
Brian Ennis – Andover

Tim Voss – Short Tract
David Helmer, Sr. – Wellsville
Alan Mills – Wiscoy-Rosburg
Dennis Graves – Whitesville

This request was approved on a motion made by Legislator Healy, seconded by Legislator Hopkins, and carried. **Prepare Resolution**

New Business

Public Safety Committee Chairman Phil Curran announced the February Public Safety Committee, as well as all scheduled Committee meetings, originally scheduled for Wednesday, February 1 will be moved to Thursday, February 2, due to Legislators attending the NYSAC conference.

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 12:03 p.m. following a motion by Legislator Healy, seconded by Legislator McGraw, and carried.

Respectfully submitted,

Meghan Washer, Secretary to the Clerk of the Board
Allegany County Board of Legislators

PUBLIC SAFETY COMMITTEE
December 27, 2016
NOT APPROVED

Committee Members Present: P. Curran, D. Healy, S. Burt, J. Hopkins, K. LaForge, C. Crandall (Absent: A. McGraw)

Others Present: D. Decker, L. Edwards, D. Fanton, K. Graves, S. Grusendorf, K. Hollis, R. Hollis, C. Ivers, C. Jessup, J. Luckey, R. Lynch, S. Mahoney, T. Miner, K. Monroe, K. Morsman, B. Riehle, T. Ross, D. Root, N. Ungermann, M. Washer, R. Whitney

Media Present: J. Anderson – *Wellsville Daily Reporter*

Call to Order: The meeting was called to order at 11:00 a.m. by Public Safety Committee Chairman Phil Curran.

Attorney/Client Session

A motion was made by Legislator Burt, seconded by Legislator Hopkins, and carried to enter into attorney/client session at 11:01 a.m. Immediately following discussion at 11:30 a.m., a motion was made by Legislator LaForge, seconded by Legislator Hopkins, and carried to end the attorney/client session and return to the regular meeting.

New York State Division of Criminal Justice Service Narcotics Grant

The Sheriff's Office requested the acceptance and appropriation of the New York State Division of Criminal Justice Service Narcotics Grant. This grant is filed jointly with the Cattaraugus County Sheriff's Narcotics Unit. The total award for the grant is \$90,000 that will be split equally between Cattaraugus and Allegany County. The Allegany County Narcotics Unit will receive \$45,000, and they anticipate spending these funds on a Drug K9, License Plate Reader, Drone, and Licensing and training. These items were submitted pre-acceptance of the grant and have been approved by NYSDCSJ. The equipment breakdown is as follows:

Drug K9 - \$20,000
Drone - \$20,000
License Plate Reader - \$5,000

Public Safety Committee Chairman Phil Curran asked Sgt. Mahoney if the Drug K9 is strictly a drug dog and not a bite dog. Sgt. Mahoney stated it is a narcotics detection dog, and confirmed it is not a bite dog. Legislator Healy asked Sheriff Whitney to state if we have a road patrol in this County. Sheriff Whitney responded no we do not. Legislator Healy asked if most agencies who do have drug dogs have a road patrol, and does he know of any agencies having a drug dog without a road patrol. Sheriff Whitney stated he does not know any agencies with a drug dog that do not have a road patrol. Legislator Graves stated that one issue that has yet to be resolved is the fact that the State Police, if asked, have up to 8 dogs available to this County, and that no one has fully addressed the issue as to why we aren't utilizing them. Legislator Graves went on to say it is clear this is a duplication of service that is not needed, adding he's impressed when he sees a drug dog being used in a school because people respect the animal, but this is a small town, and the taxpayers of this County are concerned about the opioid and heroin abuse, but they also are concerned about our budget and ability to pay bills, as well as their future here in this County. Legislator Graves then stated that the Sheriff can purchase the

Drone and License Plate Reader, but it is self-evident that we don't need the dog. Their research that led to their applying for this animal leaves out the fact that the State Police have up to 8 dogs or more available for use to this County, and feels it will be a miscarriage if this passes. Chairman Crandall stated he will support the Sheriff, and urges the Legislature to put this back on the floor for consideration, adding that these funds were given to us to be used in some way to help Allegany County with the drug problem we have, and they've done their homework and brought forth what they feel is the best way to do that. Chairman Crandall went on to say that one concern he does have is the ongoing cost of this dog, and that it needs to be accounted for as we move forward, and if funding doesn't come around to maintain the cost then he can no longer support it. Legislator Decker stated he believes we have an answer to the increased costs down the road, stating that Cuba had a drug dog, and the handler came back and wanted more money, and not being able to come to an agreement, they chose to get rid of the dog. Chief Burch did state to Legislator Decker that he may look into a dog down the road, but one of the reasons they pulled the previous dog from service was because it was going to cost the town more money. Legislator Decker stated he feels this is a good example of what could happen with the Allegany County K9. Legislator Hopkins asked Legislator Decker why Cuba is considering another dog knowing the cost. Legislator Decker stated the PR was great with the schools and so forth, but we have these other dogs available that could come in and do the same thing. Legislator Burt stated if he were to vote yes on this it's because for over 30 years he's seen the effects a dog has in a school, and if he were to vote no, it's because he's concerned we've won this prize of getting the funding, but no one knows what the costs are going to be down the road and that's scary to him, especially when we are not where we want to be with our budget or sales tax. Legislator Burt went on to say that as a teacher this is a no brainer with the effects it has, but as a representative of his constituents and their monies, he struggles to support it, adding that all of the dogs he saw in his years of teaching were not Allegany County owned, they were all State Trooper dogs. Legislator Root asked if we will lose the grant money if we do not get the K9 since we had previously identified how we planned to spend the money. Public Safety Committee Chairman Phil Curran stated we would not lose the money; they would just need to apply for a different piece of equipment. Legislator Hopkins asked what additional training would be required, and at what point in the K9's life would you acquire him. Sgt. Mahoney stated they have not decided on an exact dog because they didn't feel it was fair to commit to any dealer or company without final approval, but they have researched it, and found the best purchase would be an approximately two year old dog already imported to the Dutch standards which is already introduced to narcotics. Sgt. Mahoney added that according to other handlers, the dog would succeed any testing in New York State in narcotics detection. Sgt. Mahoney went on to say there are DCJS standards that require four hours of training per month per certification, so if the dog is narcotics detection, he would require four hours per month; however, the District Attorney has submitted a letter of support, and stated that while it does help, the DCJS requirement is not mandatory for prosecution. Sgt. Mahoney then stated there are other agencies that border us that have certified trainers who have stated they would work with the Allegany County Sheriff's Office to assist with training and/or certifications. Legislator Healy asked what breed of dog they are discussing. Sgt. Mahoney stated they have not made a final decision, but the breeds that have proven to be most reliable and productive are the Shepard Malinois mix. Legislator Healy then asked Sgt. Mahoney if he knows of any agencies that have a drug dog but no road patrol. Sgt. Mahoney stated there are plenty that are assigned to jails that don't go out on the road, but as far as road patrols he does not know of any. Sgt. Mahoney added that as Sheriff Whitney previously stated, we are not starting a road patrol and that he is already out on the road everyday under his civil title. Legislator Healy asked if the dog would be limited to the jail or exposed to extra liability

being on the road. Sgt. Mahoney stated they have researched it and it's not any additional liability than they already have with him being out on the road. Legislator Healy went on to ask what happens if next year they don't have the funding. Sheriff Whitney stated the funding they have received will cover the dog and training; the only other costs he foresees are food and vet, which he has been told by one company that new K9 handlers receive one year of food, and once that year is up, Sgt. Mahoney has offered to cover the cost of food through his four hour stipend he will receive as the dog handler. Sheriff Whitney went on to say they have talked to a Veterinarian who has offered a lifetime contract with 50 percent off services that will cost \$750 a year, which he believes they can cover. Legislator Healy stated that we can't make Sgt. Mahoney do that, and we can't make the Veterinarian offer that service, so if they suddenly go away we have to pick up that cost. Sgt. Mahoney stated they would enter into a contract with the Veterinarian, and feels they are trying to ask them to bring things forward without having any final approval, and doesn't feel that's fair. Legislator Healy stated he doesn't mean to be unfair with any of his questions and went to ask what happens to the dog if the handler is no longer interested in the program or something happens to the handler. Sgt. Mahoney stated there are quite a few options. The dog could be transferred to another handler, it could be passed or sold to another department, or the dog could be retired. Sgt. Mahoney added there are plenty of options, but until you are faced with that situation, you can't truly decide which is best. Legislator Healy then asked if the District Attorney has access to a dog. Sgt. Mahoney stated the District Attorney acknowledged in his letter of support that there is a dog, but it's not always available, adding this isn't a duplication of service rather an added service, because that handler has a full-time job in addition to being a K9 handler. Sgt. Mahoney went on to say they aren't disputing the fact that there are dogs available, but they have a timeline, and while there may be eight dogs available for use to the County, that does not mean they can sit on the side of the road or wait for hours for these other dogs to show up. Legislator Graves stated to Sgt. Mahoney that he's had his job for a while; he's good at it, knows what his duties are, and has been out on the road, and asked if he's ever had a situation where he's had to call the State Police for a dog. Sgt. Mahoney stated yes he has had to call out for a dog. Legislator Graves then asked what the response was, and Sgt. Mahoney responded he got the dog, but that's not to say the dog will always be available. Legislator Graves stated this isn't something we are going to be using every day; the history of these dogs is that they are used infrequently, and the people of this County can only handle so much. They are hoping things will work, and hoping the funding will exist, and I believe in Murphy's Law; if something can go wrong, it will go wrong, and this is an expense that the taxpayers of this County do not need. Legislator Burt stated it was previously suggested the overtime for the drug dog might near 200 hours a year, and asked if those overtime hours for Sgt. Mahoney will be covered under the grant. Sheriff Whitney stated he does not see a lot of instances where they will be calling the dog out for overtime because the majority of requests they receive are from schools which will fall under Sgt. Mahoney's normal shift of Monday to Friday 8:00 a.m. to 4:00 p.m. Sheriff Whitney added if there was overtime it, would be a night or weekend, and if the State Police dog can get there quicker, they would go that route anyway, but if they are calling out Sgt. Mahoney it's something deemed critical and if it's going to cost money to stop something from happening, then you do it. Legislator Burt went on to say it was previously stated that overtime was covered under the grant, and asked if it will go towards Sgt. Mahoney's. Lieutenant Shawn Grusendorf stated that the money left over after the purchases would be put towards overtime for the three employees in the narcotics unit, but he does not know what the exact amount is because currently they are just estimating the costs of the Drone, License Plate Reader and K9. County Treasurer Terri Ross stated the overtime being covered is not addressed in the Resolution, adding it only requests the money go towards the purchase of the equipment, and does not include personnel services. Lieutenant Grusendorf

stated they will amend it once they know the exact dollar amounts and will then appropriate the money towards overtime. Sgt. Mahoney added they didn't want to shortchange themselves not knowing the exact cost of the equipment. Legislator Fanton stated he continues to go back to the letters of support received from school Superintendents, adding if they weren't in full support, they wouldn't send a letter stating they are. Legislator Fanton went on to say he is going to support this because it's something that's going to help the drug problem we have, stating even if it's the dog coming in once a year with no notice; he still sees it as a deterrent. Public Safety Committee Chairman Phil Curran asked for a vote to approve this being forwarded to Ways and Means. Chairman Crandall, Legislator LaForge, Legislator Hopkins, and Public Safety Chairman Curran showed their support in moving this to Ways and Means. Legislator Healy and Legislator Burt opposed this request moving forward. **Refer to Ways and Means**

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 11:56 a.m. following a motion by Legislator Burt, seconded by Legislator LaForge, and carried.

Respectfully submitted,

Meghan Washer, Secretary to the Clerk of the Board
Allegany County Board of Legislators