

PUBLIC SAFETY COMMITTEE
January 7, 2015

**** NOT APPROVED ****

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

Others Present: M. Alger, L. Ballengee, H. Budinger, D. Decker, L. Edwards, D. Fanton, K. Graves, S. Grusendorf, D. Hanchett, R. Hollis, C. Ivers, B. Kelley, J. Luckey, T. Miner, K. Monroe, B. Riehle, T. Ross, C. Santora, K. Slep, R. Starks, R. Swarthout, R. Whitney

Media Present: D. Donohue, *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.

Prior to conducting the Committee's business, Legislator Curran thanked Chairman Crandall for appointing him as chair of the Public Safety Committee. He noted that he will rely on the Committee, especially Legislator Healy because of his background in public safety. Legislator Curran noted, however, that he has a background in people, so "we'll get things straightened out."

Approval of Minutes

A motion was made by Legislator Hopkins, seconded by Legislator McGraw, and carried to approve the Public Safety Committee minutes of December 3, 2014.

Public Defender

Monthly Report

Public Defender Barbara Kelley entertained questions/comments on her pre-filed monthly report. Receiving none, she informed the Committee of another State grant, "Distribution #5," which is a three-year grant in the amount of \$211,000 over the three years. The proposal must be submitted by January 31, she said. She added that she would like to propose using half to extend the prior grant (Distribution #2 expires at the end of May) and half to have someone monitor and manage the grants. She noted that it's getting harder to manage the grants and their parameters, requirements, and restrictions. Ms. Kelley said she would be talking to the County Administrator and Personnel Officer soon to try to achieve this goal. She noted that she does not want to not apply. She will update the Committee at the next meeting.

Emergency Management and Fire

Monthly Report

Emergency Management and Fire Services Director Jeffrey Luckey also entertained questions and comments on his pre-filed report. Hearing none, he said that his area is very active with local high schools and will be through April. He went on to say that EMS training had begun the night before at the Crossroads and that his office is wrapping up Homeland Security grants. He said that his office has been busy with an increasing number of fires and that it has been monitoring the polar temperatures and that if it became necessary, would become involved in the opening of emergency shelters. There was some discussion regarding the "aging" of current responders and the necessity of recruiting new ones. However, it seems that the number of hours required for training contributes to the low numbers of recruits. Mr. Luckey added that Chautauqua County is conducting a study of how to fill this gap and will share the

information it gathers. Legislator Curran suggested that training be started as part of a high school curriculum. He agreed that determining how to fill that gap is a good focus. Mr. Luckey added that Allegany County is trying to make programs available for such things as paramedic training, but numbers are too low to host a training locally. Most interested potential trainees will need to travel to Olean. He also noted that there are limited job opportunities in Allegany County for people with paramedic training. Finally, Mr. Luckey said that there is a conference scheduled in Olean in the Spring and that Allegany County has the highest number of registrants.

STOP-DWI

Monthly Report

STOP-DWI Coordinator Linda Edwards told the Committee that the Annual Cookies and Wassail event for County employees and legislators was a grand success. She added that she had sent photos and a brief description to the state STOP-DWI and that information has been posted on the website: STOP-DWO.org. (Legislator Curran suggested having a donation box at the table.) Ms. Edwards went on to say that the STOP-DWI Plan was approved by NYS for 2015. She also noted that Jacy Good who spoke at the fall SADD Conference was such a hit that she will be back for February 12-13 to speak at Scio and Cuba-Rushford on Thursday and at Bolivar-Richburg and Genesee Valley on Friday. Ms. Edwards also noted that she will be working with an Alfred State intern during the spring semester to do DWI outstanding fine collecting.

Accept & Appropriate Bicycle Grant

STOP-DWI Coordinator Linda Edwards requested a resolution to accept a \$3,000 STEPS in Safety Grant (Safety on Wheels) from the Governor's Traffic Safety Program, October 1, 2014, through September 30, 2015. In the 2015 Budget, \$2,800 of the \$3,000 was budgeted as follows:

Appropriations (\$2,800)

A3114.402	Mileage	\$ 200
A3114.408	General Supplies (Helmets)	\$1,400
A3114.421	Educational Materials	\$ 800
A3114.452	Public Info (Promotional Items)	<u>\$ 400</u>
Revenues		<u>\$2,800</u>

A4114.3389.00	STOP-DWI-STEPS in Safety	\$2,800
---------------	--------------------------	---------

We will need to appropriate the remaining \$200 as follows:

2015 Budget Adjustment (E) A3114.452	\$200
(R) A3114.3389.00	\$200

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

Accept & Appropriate Crackdown Grant

Ms. Edwards also requested a resolution to accept and appropriate a grant from the NYS STOP-DWI Foundation in the amount of \$52,802 for Crackdown Enforcement for the federal fiscal year of October 1, 2014, through September 30, 2015. A sum of \$52,802 should be placed in Appropriations Account A3141.449 (Public Safety Contracts-Crackdown Enforcement) with a like sum placed in Revenue Account A3141.1589.CE (Public Safety

Contracts-Crackdown Enforcement). Approval was granted on a motion by Legislator McGraw, seconded by Legislator Hopkins, and carried. **Refer to Ways & Means**

District Attorney **Monthly Report**

District Attorney Keith Slep told the Committee that the year-end numbers are up slightly for the year. He added that the Special Prosecutor numbers are down and should continue to decline as the cases work their way through the system. Mr. Slep added that his office had been informed of a grant award for Victim Services but there had been a timing mix-up because of the holidays. He added that his office is still on track with that grant. Mr. Slep's good news was an additional \$10 added to his 2014 budget. He added that expenses were up in 2014 because participation in the Diversion Programs was up, which is a good thing.

Probation **Monthly Report**

Probation Director Robert Starks noted that the year-to-date figures on his report may not be entirely accurate as there are usually three-four business days remaining after the report is submitted. Mr. Starks said that as he's noted throughout 2014, juvenile numbers seem to be going down which is why he included an executive summary from the NYS Division of Criminal Justice Services issued in October 2014 which seems to indicate that juvenile arrests, detention admissions, etc. were down in 2014. This, he said, seems to be the trend throughout the state.

Weights & Measures **Monthly Report**

Weights & Measures Director Gilbert Green was unable to attend the meeting.

Sheriff's Office **Monthly Report**

Sheriff Rick Whitney entertained questions/comments on his pre-filed report. He was asked for a "translation" of the following acronyms: VRT, SART, DART (Victim Response Team, Sexual Assault Response Team, and Domestic Assault Response Team, respectively) and PPAC (Partners for Prevention in Allegany County) and ACASA (Allegany Council on Alcoholism and Substance Abuse). Sheriff Whitney noted that there had been four critical (as defined by the State) incidents during the month of December (on hospital admission, one fight, one contraband, and one non-compliant). Finally, the Sheriff invited any of the Committee/Board members to the Jail for a tour.

Request to Fill PT Dispatcher Position

Sheriff Rick Whitney requested approval to fill one part-time E-911 Dispatcher position to replace a part-time Dispatcher who resigned. This position currently exists. Part-time E-911 Dispatchers are used to fill vacancies created when full-time Dispatchers use leave time or when other vacancies exist within the schedule. When part-time Dispatchers are not available, we have to use full-time Dispatchers to fill these vacancies. Part-time Dispatchers are paid at a lower hourly rate than full-time Dispatchers. Approval was granted on a motion by Legislator McGraw, seconded by Legislator Healy, and carried. **Refer to Ways & Means**

Request to Fill One Deputy Sergeant Position

Sheriff Whitney also requested approval to fill one Deputy Sergeant position that became vacant when a Deputy Sergeant was promoted to Deputy Lieutenant and all subsequent positions that will become vacant as listed.

Corrections Officer to Deputy

Part-time Corrections Officer to Full-time Corrections Officer

During the discussion, Legislator Graves requested a monthly report on overtime generated by the Sheriff's Office. It was noted that overtime hours cannot be separated by divisions, e.g., Jail, Court, etc.). Approval was granted on a motion by Legislator Hopkins, seconded by Legislator Healy, and carried. **Refer to Ways & Means**

Approval of Contract for Prisoner Housing between Allegany & Chautauqua County, January 1, 2015-December 31, 2015

The Sheriff' requested that he and the Board Chairman be authorized to sign the contract for prisoner housing between the Allegany & Chautauqua County Jails for the period of January 1, 2015, through December 31, 2015. This contract has been approved by the County Attorney and will show a per diem rate of \$90. (This is the exact same contract that was approved for Wyoming County in December 2014.) Approval was granted on a motion by Legislator Hopkins, seconded by Legislator McGraw, and carried. **Refer to Ways & Means**

Accept & Appropriate Public Safety Answering Points Sustainment Grant

Sheriff Whitney requested the acceptance and appropriation of the FY 2014 Public Safety Answering Points Sustainment Grant PS14-1033-D00. Total Grant funds of \$165,914 should be placed in Revenue Account H3023.3097.00 and appropriated to H3023.200 (PSAP-911 FY12 PS12-1001-D00). This grant will be used for 911 personnel to attend in-service training and for hardware, software, and connectivity feed for Auto Vehicle Locater (AVL) connectivity between police vehicles and the County 911 Computer Aided Dispatch (CAD) System. Approval was granted on a motion by Legislator Hopkins, seconded by Legislator Healy, and carried. **Refer to Ways & Means**

Re-appropriation of Unspent Funds for the Literacy West Grant

The Sheriff requested a resolution re-appropriating the unspent funds for the Literacy West Grant. The funds were originally accepted and appropriated by Res. No. 86-14 (\$24,907) and 230-14 (\$11,993). Since funds were advanced in 2014 and not expended in 2014, the balance fell to Fund Balance on December 31, 2014. Therefore, the \$36,900 should be appropriated from A15.599.00 (Fund Balance) to account A3151.2705.LW (Jail-Educational Services-Gifts-Donations-Jail/Literacy West) to allow for the spending of the balance of this grant. Approval was granted on a motion by Legislator Hopkins, seconded by Legislator McGraw, and carried. **Refer to Ways & Means**

Re-appropriation of Unspent Funds for the ACT II Batterers Program

The Sheriff's Office requested the re-appropriation of unspent funds for the ACT II Batterers Program. Since funds were advanced in 2014 and not expended in 2014, the balance fell to Fund Balance on December 31, 2014. Therefore, the \$15,491 should be appropriated from A15.599.00 (Fund Balance) to account A3117.4.49 (ACT II Batterers Program) to allow for the spending of the balance of this grant. It was noted that the amount on the original MOE was incorrect and should be \$12,991. Approval of the amended amount was granted on a motion by Legislator Hopkins, seconded by Legislator Healy, and carried. **Refer to Ways & Means**

Re-appropriation of Unspent Funds for the 2014 LETPP Homeland Security Grant

The Sheriff's Office requested re-appropriation of unspent funds for the 2014 LETPP Homeland Security Grant. The original resolution for this grant was #167-14. The sum of \$17,500 should be placed in appropriation account A3642.2.10 (FY2014 SLETPP) with a like sum placed in revenue account A3646.3306.SH14-(2014 LETPP #T969142-Homeland Security-

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

Re-appropriation of Unspent Funds for the 2013 LETPP Homeland Security Grant

The Sheriff's Office requested the re-appropriation of unspent funds for the 2013 LETPP Homeland Security Grant. The original resolution for this grant was #87-14. The sum of \$6,279.78 should be re-appropriated to account A3652.447 (FY2013 SLETPP) with a like sum placed in revenue account A3652.3306.SH13 (2013 LETPP #T969132-Homeland Security – Sheriff). Approval was granted on a motion by Legislator Hopkins, seconded by Legislator Healy, and carried. **Refer to Ways & Means**

Request to Create & Fill FT E-911 Dispatcher Position

The Sheriff's Office requested approval to create and fill one full-time E-911 Dispatcher (AFSCME Council 66, Step BASE) position. This position is partially funded by the Department of Social Services and will be used for DSS after-hours calls and to fill vacancies in the schedule that are currently being covered by both full-time overtime and part-time regular time and overtime. The DSS on-Call Services contract annual amount is \$17,420. Approval was granted on a motion by Legislator Healy, seconded by Legislator Hopkins, and carried. **Refer to Ways & Means**

Old Business

911 Radio Project Update

Lt. Dan Hanchett noted that the project is going well. Vendors are finalizing the design. Additionally, the County will be able to pick up a half dozen towers from WNED for \$1 each, he said. Although two or three of the towers are absolutely necessary, he said, the others could be valuable in the future. Lt. Hanchett noted that as "we build towers, they will be equipped and ready for someone else to move right in. They will be built with four services on one tower—a basic design we've established—so we can lease space on the towers and draw revenue for the County." Legislator Healy asked about space needs for E-911. Lt. Hanchett indicated that the new equipment can fit in its space, but it will be very cramped. CONXX cannot fit any equipment in that room because it is too small. We are still waiting for the LaBella space study. Legislator Healy expressed his hope that we will consider not only E-911's short-term needs, but also its long-term needs.

New Business

Attached to the agendas was a letter from NYSAC Executive Director Stephen Acquario regarding a law signed by Governor Cuomo in November strengthening safety provision for the possession and use of dangerous fireworks. He also included a fact sheet and a sample local law. Because the meeting was running overtime, Legislator Curran asked Committee members to review the materials and come back with any recommendations.

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 12:08 p.m. following a motion by Legislator McGraw, seconded by Legislator Burt, and carried.

Respectfully submitted,
Cynthia Santora, Secretary to the Clerk of the Board
Allegany County Board of Legislators

**PUBLIC SAFETY COMMITTEE
FEBRUARY 5, 2015**

**** NOT APPROVED ****

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

Others Present: M. Alger, L. Ballengee, A. Cooper, D. Decker, L. Edwards, D. Fanton, K. Francisco, K. Graves, G. Green, S. Grusendorf, D. Hanchett, R. Hollis, C. Ivers, B. Kelley, B. LaValley, J. Luckey, K. Monroe, S. Ozzella, B. Riehle, T. Ross, C. Santora, K. Slep, R. Starks, R. Swarthout, R. Whitney

Media Present: D. Donohue, *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.

Amendment & Approval of Minutes

Under: STOP-DWI Monthly Report

STOP-DWI Coordinator Linda Edwards told the Committee that the Annual Cookies and Wassail event for County employees and legislators was a grand success. She added that she had sent photos and a brief description to the state STOP-DWI and that information has been posted on the website: STOP-DWO.org. [Should be STOP-DWI.org]

Under: Request to Fill One Deputy Sergeant Position

Legislator Graves requested a clarification of his comments/request at last month's meeting:

[original]

...During the discussion, Legislator Graves requested a monthly report on overtime generated by the Sheriff's Office.

[proposed amendment]

...During the discussion, Legislator Graves requested a monthly **overtime** report **with as much detail as can be provided by our current bookkeeping system.**

A motion was made by Legislator Hopkins, seconded by Legislator Burt, and carried to approve the amendments to the Public Safety Committee minutes of January 7, 2015. Subsequently, a motion was made by Legislator Hopkins, seconded by Legislator Burt, and carried to approve the Public Safety Committee minutes of January 7, 2015, as amended.

Traffic Safety Board Appointment

The Traffic Safety Board requested that the Board of Legislators appoint Brian Perkins, Andover, to Traffic Safety Board, completing Melanie Miller's unexpired three-year term, commencing immediately, and expiring December 31, 2015. The appointment was approved on a motion by Legislator Curran, seconded by Legislator Hopkins, and carried. **Prepare Resolution**

Public Defender

Monthly Report

Public Defender Barbara Kelley noted that it had been a busy month, and that 100 new files had been opened during the three-week period from the end of December 2014 through January 26, 2015. She then entertained questions/comments on her report. Receiving none, she continued with the following request.

Approval for Grant Application to Indigent Legal Services under Distribution #5

Ms. Kelley requested approval to apply for grant money through ILS Distribution #5. The grant would provide \$70,434 per year over a three-year period, for a total of \$211,302. She would like to apply the funds, if awarded, in the following ways:

- o create a second full-time Secretary to the Public Defender (actually making the current part-time Secretary full-time);
- o continue funding half of Second Assistant Public Defender position, replacing Distribution #2 which will expire (Distribution #4 also funds half of this position);
- o increase the salary for the original full-time Secretary position with the added responsibility of grants management.

Ms. Kelley was given approval to pursue this grant funding on a motion by Legislator Healy, seconded by Legislator Hopkins, and carried. **Refer to Ways & Means**

Emergency Management and Fire

Monthly Report

Emergency Management and Fire Services Director Jeffrey Luckey highlighted some items on his pre-filed monthly report, including being the speaker for the TRIAD group. His topic was safety concerns and Fire/EMS and (Allegany) County EOC response in Erie County during the November snowstorm and how it relates to Allegany County. He also spoke at the Wellsville Rotary Club on local and county planning for emergency responses. Additionally, he said, he had interviewed four candidates for the DC 1 position and had chosen Joel Clark of Fillmore. There was some discussion regarding training requirements for EMTs. Legislator Healy commended those volunteers who make many sacrifices in the name of public safety.

Re-appropriation of SHSP Grant Money Not Spent in 2014 (Contract #C969110--\$14,159)

Mr. Luckey requested a resolution to re-appropriate SHSP Grant money not spent in 2014 (Project #SH11-1050-E00 SHSP; Contract #C969110. A sum of \$14,159 should be placed in account A3648.450 (Public Safety Contract (P-25 Mobile & Portable High-Band Radios) with a like sum placed in A3648.3306.EM11 (St. Aid-HS #C969110). Approval was granted on a motion by Legislator Curran, seconded by Legislator Hopkins, and carried. **Refer to Ways & Means**

Re-appropriation of SHSP Grant Money Not Spent in 2014 (Contract #C969140--\$52,500)

Mr. Luckey also requested a resolution to re-appropriate SHSP Grant money not spent in 2014, Contract #C969140; Project SH14-1002-D00 SHSP. The total of \$52,500 should be placed in Revenue Account A3647.3306.EM14 (State Aid-HS #C969140). Those dollars should be appropriated to the following accounts:

A3647.447 (Public Safety Contract-Purchase GIS Aerial Photography Package of Allegany; County to Update 2006 Version)	\$41,500
A3647.447 (Public Safety Contract (Personal Protective Equipment [PPE] for Fire Service)	\$10,000
A3647.447 (Public Safety Contract-PDA Sustainment of Connectivity Plan for Emergency Manager)	<u>\$ 1,000</u>

\$52,500

There was some brief discussion regarding the aerial photography package. Mr. Luckey told the Committee that pictometry is far superior to the other technologies for his needs. When asked, he confirmed that the \$41,500 noted above was “seed” money for the entire package; however, those dollars could be used for other purposes if necessary. Approval was granted on a motion by Legislator Curran, seconded by Legislator Hopkins, and carried. **Refer to Ways & Means**

Re-appropriation of SHSP Grant Money Not Spent in 2014 (Contract #T969120--\$40,790)

Mr. Luckey also requested a resolution to re-appropriate SHSP Grant money not spent in 2014, Project # SH12-1001-D00 SHSP/Contract #T969120. The total of \$40,790 should be placed in Revenue Account A3649.3306.EM12 (State Aid-HS #T969120). Those dollars should be appropriated to the following accounts:

A3649.451 (Public Safety Contract-Mobile Data Terminals [MDTs])	\$30,000
A3649.451 (Public Safety Contract-Personal Protective Equipment [PPE])	\$10,000
A3640.451 (Public Safety Contract-Connectivity Service for PDA-Personal Digital Assistant)	\$ 790
	<u>\$40,790</u>

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

Re-appropriation of SHSP Grant Money Not Spent in 2014 (Contract #T969130--\$21,500)

Mr. Luckey requested a resolution to re-appropriate SHSP Grant money not spent in 2014, Project #: SH13-1005-D00 SHSP/Contract #: T969130. The sum of \$21,500 should be placed in Revenue Account A3645.3306.EM13 (2013 HS# T969130), with a like sum placed in Appropriation account A3645.448 (Emergency Services-Incident Command Cargo Trailer and Generator). When asked, Mr. Luckey noted that the cargo trailer would be towed by his Tahoe. Subsequent to that comment, Legislator Burt asked which vehicles were “take home” vehicles. Mr. Luckey said that there is only one in his area. Mr. Burt noted that it would be nice to have a list of vehicles designated as “take home.” Subsequently, approval was granted on a motion by Legislator Curran, seconded by Legislator Hopkins, and carried. **Refer to Ways & Means**

Accept & Appropriate Technical Rescue and Urban Search and Rescue USAR Grant (\$98,946)

Mr. Luckey also requested a resolution to accept the contract for the FY 2014 Technical Rescue and Urban Search and Rescue USAR Grant in the amount of \$98,946 which allows for the usage of the funds to equip a Type III swift water team. He conceded that there is not a lot of need for this type of equipment, but he prefers being prepared for any such emergencies. He also distributed a photo of the type of equipment that would be covered by the grant. The sum of \$98,946 should be placed in revenue account A3653.3306.EM14 (St Aid 2014 SHSP #969149 Swift Water Team) with a like amount placed in appropriations account A3653.207 (Emerg Serv-Equipment). The MOE went on to state that the major benefits of accepting this grant are: the funding will provide equipment to outfit a new county-wide Type III Swift Water Response Team. Currently there are 12 personnel certified to the Water Rescue – Operations Level. This is enough personnel to be able to utilize the requested equipment and be able to serve our entire County with a timely response. We have requested training this fall for the technician level course. Once we complete this training we plan to have 20 county team members trained to the technician level.

The following is the list of State-required equipment with the NYS DHSES’ (Division of Homeland Security and Emergency Services) expense projections:

1)	To purchase Swift water Vests (01SW-04-SPFD), Dry Suit (01WA-03-SUTD), Helmet (01SW-04-HLMT), Boots (01WA-03-BOOT), Glove (01WA-03-GLOV), Gear bags (01WA-06-BAGG), Whistle (01SW-04-SPFD), Helmet Headlamp (03OE-04-LTHH) Water Rescue knife (03WA-01-DNIF)	\$26,699
2)	1-Thermal Imaging Camera	\$ 4,500
3)	1- Generators, Portable	\$ 4,200
4)	1- Hand and gas powered tools	\$ 1,273
5)	1- Rescue litter and accessories	\$ 1,089
6)	1- SCBA air cylinders	\$ 5,000
7)	1- Line thrower	\$ 2,000
8)	1- Personal Flotation Device (PFD)s	\$ 716
9)	1- Binoculars	\$ 880
10)	1- River rescue boards	\$ 990
11)	1- Water rescue throw bags and related equipment	\$ 400
12)	1- Response/equipment trailer	\$27,000
13)	1- Non-motorized inflatable rapid deployment craft	\$ 6,026
14)	1- Inflatable motorized watercraft	\$12,968
15)	1- Rope Rescue Rigging equipment to include plates	<u>\$ 5,205</u>
		\$98,946

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

STOP-DWI

Monthly Report

STOP-DWI Coordinator Linda Edwards highlighted some items on her pre-filed monthly report, including her attendance at the Dan Barkley Basketball Showcase, which she deemed hugely successful, and a meeting with the Magistrate's Association to discuss the Fine Collection Project. For additional information on that project, Ms. Edwards introduced Alexis Cooper, an intern from Alfred State College, who will be spearheading the project. Ms. Cooper explained that she would be contacting the appropriate entities such as town and village justices as well as the Probation Office in order to generate a list of people who owe outstanding DWI fines. Once the list is refined, letters will be generated and sent to those folks, giving them a deadline for payment or offering a payment plan option. Consequences, such as the possibility of a bench warrant issued through the DA's Office, for non-payment need to be determined as even the District Attorney's Office cannot garnish wages, etc. Finally, Ms. Edwards noted that the DWI statistics for 2014 had been compiled. She said that there had been 206 arrests in 2014, a 10 percent increase from the previous year. She also noted that the number of females being arrested for DWI is increasing.

District Attorney

Monthly Report

District Attorney Keith Slep entertained questions/comments on his monthly reports, saying that he added a page for the final week of December 2014 because over 100 files had been opened that week (the lag week between the time the report is due and the end of the month). Mr. Slep noted that he had attended the DA Convention in New York and the good news to report is that the Governor's budget continues to fund the Aid to Prosecution money at the same level for next year, and the funding for DA salaries is continued in the budget, making him one of the least expensive full-time attorneys on the payroll thanks to that.

Accept DCJS Grant for Victim Services

The District Attorney's Office requested a resolution to accept a \$21,370.68 grant from the NYS Department of Criminal Justice Services for Crime Victim Services. The grant is for a three-year period with a two-year renewal option. This money will offset the money apportioned from the Traffic Diversion Program which was allocated to pay for the Victim Coordinator after the OVS award was terminated. No budget adjustment is necessary for 2015, but the revenue received will be booked to revenue account A1165.3031.01 (St Aid Impact Program). Approval was granted on a motion by Legislator Hopkins, seconded by Legislator Healy, and carried.

Prepare Resolution**Probation****Monthly Report**

Probation Director Robert Starks entertained questions/comments on his pre-filed monthly report. Receiving none, he went on to update the Committee regarding upcoming legislation which will raise the age of adult offenders to age 18. Currently ages 16 and 17 can be charged as adults. This will place the vast majority of 16-17-year-olds who commit crimes and place them in the Family Court system. And it will raise the minimum age for an individual to be charged as a juvenile delinquent to age 12. Currently, it can be as low as age 7. These are merely recommendations at this point. None of this has become law in New York State yet, but it seems to be the direction legislation is headed. Mr. Starks also reviewed the projected timeline for these changes. During the discussion, it was noted that this change will affect the Probation Office and the County Attorney's Office, as well as the Family Court system. Mr. Starks noted also that Probation Offices must hire Family Engagement Specialists to engage families in diversion services. Mr. Starks said he is unsure of what these specialists are, and perhaps in the final analysis, that will not be required, but it is in current projections. Mr. Starks guessed that if this all comes to pass, it may increase costs in his office. When asked what might have sparked this change, Mr. Starks speculated that NYS and NC are the only two states in the Union that consider 16 and 17-year-olds to be adults, and there might be some political pressure for NYS to come in line with the other states. Additionally, studies have been done showing that the human brain does not fully develop until age 23 or 24, so the thinking is that 16 and 17 years olds should not be held to the same standard as adults because their brains are not fully formed, resulting in bad decisions

Budget Adjustment

Mr. Starks requested a resolution to make a budget adjustment, moving \$7,100 from Probation Account A3140.3310.05 (State Aid Revenue) to Probation Account A3140.1580.06 (Sex Offender Fees OVW). This request is a result of this money not being state aid money, but rather revenue received from another agency. This is simply a matter of putting the funds in the correct account. Approval was granted on a motion by Legislator Healy, seconded by Legislator Hopkins, and carried. **Refer to Ways & Means**

Weights & Measures**Monthly Report**

Weights & Measures Director Gilbert Green said January was a slow month. Mr. Green was asked how often nursing homes request his services. He noted about every two years. He was also asked how his new truck was working out. Mr. Green said he is very pleased with the new vehicle.

Sheriff**Monthly Report**

Sheriff Rick Whitney entertained questions/comments on his pre-filed monthly report. Legislator Curran noted that he and Legislator LaForge had just returned from a tour of the Jail and Public Safety Building with Sheriff Whitney. Mr. Curran characterized it as “an impressive operation.” He added that they had an in-depth discussion about overtime. Mr. Curran remarked: “From my point of view, I see big numbers (on an overtime report), but having had it explained to me, and which I won’t go into it at this time, but basically, the consensus of the meeting was that a monthly report of activity and overtime would be helpful. There’s always going to be overtime, but some overtime will create larger benefits, e.g., the working inmate program which generates about 1.5 percent of the overtime costs, but there were inmates working all over that jail. What we need to remember is, yes, there’s overtime, but what are the benefits? If we could see that on a monthly basis, maybe we could mutually find ways to cut the overtime or to add to the benefits side. Mr. Ivers and Mr. Monroe will come up with a way to track the overtime. Some of it,” Mr. Curran acknowledged, is “required by the contracts.” Legislator Burt wanted to ensure that the County is living up to its obligation when it said it would send a monthly report to Albany following the audit by the State Comptroller. Legislator Curran noted that he is currently more concerned about being able to answer constituents’ questions regarding this issue than about the audit response. He is confident, he said, that we will come to a mutually acceptable solution. Sheriff Whitney wanted to commend CO Dana Hand for putting together the highly successful Dan Barkley Basketball Tournament. Legislator Burt requested a list of “take home” vehicles in the Sheriff’s Office. The Sheriff said that information is available, and he would be happy to provide that information upon request. Legislator Healy inquired of Chairman Crandall about the number of high-band radios that had been purchased following the Task Force activity. Chairman Crandall noted that the Task Force had completed its work and had been disbanded, so that information could perhaps be obtained from Lt. Hanchett or Jeff Luckey.

Acceptance of \$6,825 from ACCORD Corp. for ACT II Batterers Program

Sheriff Whitney requested a resolution to accept \$6,825 from ACCORD Corp. for the continuation of the ACTII Batterers’ Program. These funds should be placed in Revenue Account A3117.2260.00 with a like sum placed in Appropriation Account A3117.449 (Act II Batterers Program-Contractual). Approval was granted on a motion by Legislator Curran, seconded by Legislator Hopkins, and carried. **Refer to Ways & Means**

Request to Fill One Full-time Corrections Officer Position

Sheriff Whitney also requested permission to fill one full-time Corrections Officer position that became vacant due to a resignation. The position is currently budgeted and if not filled, would have to be filled with full-time personnel on overtime. Approval was granted on a motion by Legislator Hopkins, seconded by Legislator Healy, and carried. **Refer to Ways & Means**

Old Business**911 Radio Project Update**

Lt. Dan Hanchett noted that the project is moving forward at the site locations. Engineers are *en route* from tower manufacturer to make sure that the weight loads are okay. So far, he said, all is good. Just one site left to inspect, but the weather has been an impediment.

New Business

Discussion of NYSAC's View on the Indigent Defense Issue

Two resolutions were provided to Committee members: one from Chemung County calling on the State of New York to develop a 100 percent state-funded Indigent Legal Defense System as a way to provide mandate relief and lower property taxes, and one from NYSAC calling on the State to develop a 100 percent state-funded Indigent Defense System as a way to settle pending litigation and lower property taxes. Legislator Curran noted that both entities were looking for support of their resolutions. That support was given on a motion by Legislator Hopkins, seconded by Legislator Healy, and carried.. **Prepare Resolution**

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 12:10 p.m. following a motion by Legislator Burt, seconded by Legislator Hopkins, and carried.

Respectfully submitted,
Cynthia Santora, Secretary to the Clerk of the Board
Allegany County Board of Legislators

**PUBLIC SAFETY COMMITTEE
MARCH 4, 2015**

**** NOT APPROVED ****

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

Others Present: M. Alger, L. Ballengee, H. Budinger, D. Decker, L. Edwards, K. Graves, S. Grusendorf, D. Hanchett, R. Hollis, C. Ivers, B. Kelley, K. LaForge, J. Luckey, T. Miner, K. Monroe, B. Riehle, T. Ross, C. Santora, K. Slep, R. Starks, R. Swarthout, D. Vespucci

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 Healy, seconded by Legislator LaForge, and carried to approve the Public Safety Committee minutes of February 5, 2015.

**Public Defender
Monthly Report**

Public Defender Barbara Kelley entertained questions/comments on her pre-filed monthly report. She indicated that her office remains quite busy. Legislator Healy inquired how the resolution of her space needs was coming along. Ms. Kelley indicated that she had met with the County Administrator and an architect, answering questions regarding what space the Public Defender's Office currently had and how much space it actually needs. She said the biggest "wish list" item is to have all the offices in proximity to each other which is not the current situation.

**Emergency Management and Fire Services
Monthly Report**

Emergency Management and Fire Services Director Jeffrey Luckey wanted to add a couple of items to his pre-filed monthly report. These included information on the fatal fire that had occurred in Friendship. There was some discussion regarding the incident, including fire investigation as well as which agencies had assisted at the fire. Mr. Luckey also wanted to let the Committee know that there had been a couple of brief power outages in the County the previous week; however, there was no need to establish any shelters despite the cold weather. He went on to thank the Committee for its support of his swift water rescue grant. Mr. Luckey added that EOM would be creating IDs for veterans on Saturday at the CrossRoads.

**STOP-DWI
Monthly Report**

STOP-DWI Coordinator Linda Edwards highlighted some areas on her pre-filed report, including that she had met with Karli Kukula, a student intern with Alfred State College University Police (UP) Department, regarding an alcohol-related project she is working on. STOP-DWI will assist with the project by attending a party and providing educational and giveaway information. The intent of the project, which has been approved by both the Alfred State administration as well as the Alfred State University Police, will supervise a group of 21+-year-old college students while they are provided alcoholic beverages. Following each drink, the participant's blood alcohol content will be measured in order for each participant to learn how many drinks it takes him/her to reach the legal BAC level of .08. Once that student reaches that

level, he/she will not be served any additional alcohol. Additionally, she said, there will be a follow-up session where the participating students will view a Victim Impact Panel to learn the devastating impact alcohol-related incidents have on families as well. What the study is hoping to illustrate is that it doesn't take much alcohol to reach the legal limit. Ms. Edwards also noted that STOP-DWI had hosted Jacy Good and her husband Steve Johnson on February 12 and 13 for Distracted Driving presentations in local schools; presentations were held in Scio and Belfast Central Schools; presentations in Bolivar-Richburg and Genesee Valley were cancelled due to schools being closed because of inclement weather. Jacy is now scheduled to present in Cuba-Rushford and Genesee Valley schools on Thursday and at Bolivar-Richburg and Friendship schools on Friday. Ms. Edwards noted that Alexis Cooper, an intern from Alfred State College, who is spearheading the Fine Collection Project had already sent out 35 letters and received the first \$100 money order as a result of the project. Ms. Cooper had worked with Bob Starks and Keith Slep in order to create the list and generate the letters. She will now work with town and village justices to generate a list of people who owe outstanding DWI fines. Finally, Ms. Edwards indicated that the Top Cop dinner is scheduled for March 26 at 6 p.m. at Moonwink's and asked for any RSVPs to be sent her way. She added that the two interns will be the featured speakers.

District Attorney **Monthly Report**

District Attorney Keith Slep indicated that February had been another busy month and that the cold weather had not slowed down the incidents of crime! He added that the District Attorneys' Association will be attending hearings regarding a new push by the state requiring lawyers at all arraignments during the night in every court. "They don't," he said, "comprehend that we (Allegany County) have 29 towns and numerous villages to cover." He added that there are other counties in this same situation.

Probation **Monthly Report**

Probation Director Robert Starks wished to highlight the following on his pre-filed monthly report: he attended the PTSD Seminar at Alfred University on February 13. He noted that Dr. Robert Heineman was involved in this session and that professionals from the Veterans' Administration presented a three-hour program. He added that at least three county Probation Departments had been in attendance as well as AU faculty and students. Mr. Starks also announced that he had received a funding update pursuant to the information he had shared last month regarding the legislation that would raise the age of adult offenders to age 18 which will place the vast majority of 16-17-year-olds who commit crimes and place them in the Family Court system, increasing workloads and costs. He noted that probation offices have been assured by the Governor's office that there will be 100 percent funding for Probation in the budget over the next five years. There being no further discussion of his report, Mr. Starks moved on to his request for acceptance of a contract renewal.

Authorization to Apply for NYS Executive Law Article 13-A Classification/ATI Service Plan Application 2015-16 Contract Renewal

Mr. Starks requested a resolution to renew a contract that will allow for continued partial funding from the NYS Division of Criminal Justice Services for the Department's Community Service and Pre-Trial Programs. This grant provides for partial funding of the Alternative to Incarceration Programs and it allows Allegany County to have continued use of reduced classifications at the County Jail. When the grant expires, the Department will continue to provide Community Service and Pre-Trial Release services, at the direction of the County Legislature, even if DCJS ceases providing partial funding for the programs in the future. (Total

County share of grant \$68,740.) The \$5,998 has already been budgeted for 2015 under the A3142 (Alternatives to Incarceration-Personnel) accounts. Approval was granted on a motion by Legislator Healy, seconded by Legislator McGraw, and carried. **Prepare Resolution**

Weights & Measures

Monthly Report

Weights & Measures Director Gilbert Green was unable to attend the meeting as he will be representing BOCES Board at the Special Ed Winter Carnival held by BOCES each year. His pre-filed report included the following February activities:

- March 1-7 is Weights and Measures Week
- I finished up my State and County reports.
- I started checking pharmacies.
- I calibrated a bulk tank for Saputo Dairies.
- I scheduled several bulk tanks for March.
- I scheduled special meter check at Shorts with Chautauqua County Director for March before he retires.
- I traveled approximately 400 miles in the month.

Sheriff's Office

Monthly Report

Sheriff Rick Whitney was unable to attend the meeting, so Undersheriff Kevin Monroe addressed the Committee. Legislator Graves inquired whether or not there was an overtime report for the month. Legislator Curran indicated that he had not had the opportunity in the past few weeks to meet with Undersheriff Monroe or Jail Administrator Christopher Ivers to determine a format for the report. Legislator Graves then requested that the minutes reflect that there was no overtime report and the reason. Legislator Curran said he hoped to remedy that for next month and would arrange to meet with Undersheriff Monroe and Jail Administrator Ivers. Receiving no questions regarding the Sheriff's report, Undersheriff Monroe went on to the MOEs.

Request to Fill Full-time Cook Position

Undersheriff Monroe requested permission to fill a Full-Time Cook position (the Local 3989 Council 82 bargaining unit, Step Base). This position became vacant due to a retirement. Filling this position keeps the Jail in compliance with NYSCOC Minimum Standards. Approval was granted on a motion by Legislator LaForge, seconded by Legislator McGraw, and carried.

Refer to Ways & Means

Accept & Appropriate \$607 in User Fees from the ACTII Batterers Program

Sheriff Whitney also requested a resolution to accept and appropriate \$607 in user fees from the ACT II Batters Program. The sum of \$607 should be placed in Appropriation Account A3117.449 (Act II Batterers Program-Contractual) with a like sum placed in Revenue Account A.3117.2260.00 (Act II Batterers Program0). Approval was granted on a motion by Legislator LaForge, seconded by Legislator McGraw, and carried. **Refer to Ways & Means**

Old Business

911 Radio Project Update-Sheriff's Office/Emergency Management & Fire

Lt. Dan Hanchett brought the Committee up-to-date on the 911 Grant activities, saying the project is moving ahead, but the weather had caused some delays. He indicated that the County will purchase six WNED towers for \$1 each. He said that they are in conversation with local BOCES which have ceded their first rights to the towers; however, 911 has agreed to provide tower space (if it is doable) when/if BOCES requires it. Additionally, thus far, the

engineering studies have indicated two additional towers, one on England Hill in the Town of Grove and one in Genesee. In response to a question, Lt. Hanchett said that towers are chosen by the following criteria:

is it in a location that would best suit 911's needs for land mobile coverage,

is it sustainable (won't cost a fortune for upkeep),

is it usable by the BB side

He added that next month he hopes to submit an MOU to apply for an additional \$3.5 million as a continuation of the current \$5.9 million dollar grant. He told the Committee that the Question/Answer period had occurred between committee meetings, but he filed his questions so as not to lose an opportunity for additional funding. Legislator Healy inquired about the number of departments availing themselves of the County-funded radio program. Lt. Hanchett said he believed there are more than a dozen doing so. He added that the program is going very well.

Local Law Re: Strengthened Safety Provisions for the Possession & Use of Dangerous Fireworks

Legislator Curran informed Committee members that he had done some research into the issue because, initially, he believed this to be another revenue-generating attempt by the state. He also noted that there had been a wording change to the law, i.e., the use of the word "registration" in lieu of "licensing." Mr. Curran spoke to the lobbying group Mercury and found out that it is lobbying for TNT Fireworks. They very much want these local laws to go through so they can continue to sell in the entire state. A couple of facts that Mr. Curran learned from the Executive Vice President of Mercury are that the registration fee per vendor is set at \$2,500. TNT Fireworks is lobbying for this so it can open all the vendors they have sold to for several decades, and it will pay every outlet's registration fee, no matter what the total amount of sales might be per location. Mercury told Mr. Curran that TNT has 43,000 outlets nation-wide. If other states' fees are the same as the proposed NYS fee of \$2,500, he said, that amounts to \$10 million! Legislator Curran recommended that Allegany County go ahead with the local law to approve the sale of "safe" fireworks. To that end, County Attorney Tom Miner was directed to draw up, based on the model provided by NYSAC, a local law that will start the process for a public hearing, on a motion by Legislator Curran, seconded by Legislator Burt, and carried.

Refer to County Attorney/Prepare Resolution

Good of the Order

Legislator Decker wished to go on record opposing the program outlined by Ms. Edwards (above) whereby college students would be provided with alcoholic beverages in order to learn how much (or how little) alcohol it takes to meet the .08 legal BAC level.

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 11:57 a.m. following a motion by Legislator Healy, seconded by Legislator Burt, and carried.

Respectfully submitted,
Cynthia Santora, Secretary to the Clerk of the Board
Allegany County Board of Legislators

**PUBLIC SAFETY COMMITTEE
APRIL 1, 2015**

**** NOT APPROVED ****

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

Others Present: M. Alger, L. Ballengee, H. Budinger, L. Edwards, M. Evans, D. Fanton, K. Graves, G. Green, C. Ivers, B. Kelley, C. Knapp, J. Luckey, K. Monroe, J. Nelson, B. Riehle, C. Santora, K. Slep, R. Starks, R. Swarthout, D. Vespucci, 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 Hopkins, seconded by Legislator Healy, and carried to approve the Public Safety Committee minutes of March 4, 2015.

**Public Defender
Monthly Report**

Public Defender Barbara Kelley noted that there had been a slight slowdown last month, but that she doesn't expect that to last. She said that she had received notice that the Allegany County Public Defender's Office had been notified that it was approved for Distribution 5 from the State. She said the timing is good because it will allow the Assistant Public Defender whose funding would have run out at the end of May to continue without interruption. When asked about the State Budget's impact on her office, Ms. Kelley noted that ILS asked for more money than it got, but to the best of her knowledge, the funding was kept the same as last year. It was also noted that the issue of space needs in the Public Defender's Office would be addressed at that afternoon's Facilities & Communications meeting.

**Emergency Management and Fire
Monthly Report**

Emergency Management and Fire Services Director Jeffrey Luckey highlighted some items from his pre-filed monthly report, including the following: Mr. Luckey attended and reported at the County Hazard Mitigation Meeting. He noted that August 16 is the due date for the County-wide Haz Mat Plan. Last year, he said, he applied for a grant to help offset the costs of updating this 800-page document. Noting that he had requested \$120,000, he also noted that he had not heard anything to date about an award. However, he said, only three applications were received, and there is more than enough money to award all three grants. Part of the cost of this update is the use of a consultant to help with the Plan. He added that he worked with Mike Hennessy and the Veterans' Office producing ID cards for veterans. On March 9, Bonnie VanHousen joined the Office of Emergency Services and Fire as the new Account Clerk/Typist. Mid-month, Bonnie and Mike worked on consolidating, and cleaning everything in our storeroom adjacent to offices. This space has been allocated to 911 for the CONXX broadband and public safety radio upgrades. Most of our equipment, office supplies, and outreach supplies have been temporarily relocated on the third floor of the County Office Building, and at Crossroads. Finally, Mr. Luckey explained the document he distributed from Homeland Security and Emergency Services regarding an Intrastate Mutual Aid Program (IMAP) which will allow all

counties, municipalities, and school districts to become a part of state-wide mutual aid program. This is an opt-out program, but Mr. Luckey highly recommends that all entities remain participants; to that end, he and Superintendent of Public Works Guy James are drafting a letter to endorse the program and encourage the towns, villages, etc. to remain participants.

STOP-DWI

Monthly Report

STOP-DWI Coordinator Linda Edwards noted the following from her pre-filed monthly report. On March 6, she met with Cattaraugus County District Attorney Lori Rieman, Cattaraugus County DA Victim Advocate, and Allegany County Victim Services Coordinator Shannon Ozzella and provided forms and letters and discussed procedures to assist in establishing a Victim Impact Panel in Cattaraugus County. Additionally, Intern Lexi Cooper and Ms. Edwards met with the Magistrates' Association to update them about the Fine Collection Project. They also discussed procedures for cases from Justices. STOP-DWI hosted Jacy Good and her husband Steve Johnson in mid-March for Distracted Driving presentations in local schools. Presentations were held in Cuba-Rushford, Genesee Valley, Bolivar-Richburg, and Friendship Central Schools; discussion was held about having Jacy and Steve return to the County next year to complete presentations in County schools and have an evening presentation for parents and the public. Ms. Edwards said that the Top Cop Dinner had been held on March 26 with about 50 in attendance. She distributed copies of the program from that event. Finally, Ms. Edwards said she has applied for the Bicycle and Crackdown Grants, but she won't receive word about awards until September.

District Attorney

Monthly Report

District Attorney Keith Slep entertained questions/comments on his pre-filed monthly report, saying there was nothing new to add to what had been submitted. There being no questions or comments, the report was accepted as submitted.

Probation

Monthly Report

Probation Director Robert Starks corrected a typo on his pre-filed monthly report, then entertained questions and comments. Receiving none, he went on to say that the numbers will be different next month, as they will see a few more kids coming through the door. He also noted that the T.R.A.U.M.A. Seminar he'd attended which was directed at law enforcement regarding how to proceed when a staff member dies, whether in the line of duty or suicide; burial, family issues, etc., had been very helpful, although he hopes he doesn't need to use that information.

Weights & Measures

Monthly Report

Weights & Measures Director Gilbert Green noted, that in addition to the items on his pre-filed monthly report, which included: checking pharmacies, calibrating a metering system for Saputo Dairies, calibrating several bulk tanks in March mostly for Amish; attending an organizational meeting for New York State Weights & Measures School and Conference to be held June 8-12, 2015, in Syracuse, NY; and collecting petroleum samples for testing, he would be traveling to Albany to have some of his equipment calibrated, an event which occurs every five years.

Sheriff's Office **Monthly Report**

Sheriff Rick Whitney entertained questions/comments on his pre-filed monthly report. Hearing none, he went on to his action items.

Request to Fill One FT and Two PT Dispatcher Positions

The Sheriff's Office requested approval to fill one full-time E-911 Dispatcher (AFSCME Council 66 Bargaining Unit) position and two part-time E-911 Dispatcher (non-union) positions. The full-time position vacancy is due to a termination; the part-time positions' vacancies are the result of a resignation and the anticipated promotion of a part-time individual to the vacant full-time position. The request was approved on a motion by Legislator Hop[kins, seconded by Legislator Healy, and carried. **Refer to Ways & Means**

Funding Transfer

The Sheriff's Office requested a transfer of \$300,000 from the Contingency Account to establish a Jail Capital Project Account. The account will be used to purchase new computer hardware, servers, and upgrades to the intercom, security, and records management systems. Please see the Jail Capital Project Account proposal (below) for specific details. Thus, the sum of \$300,000 should be transferred as below:

From Account No.

A 1990.429 (Contingency) \$300,000

To Account No.

H XXXX.XXX (Jail Capital Project) \$300,000

TBD by the Treasurer's Department

Legislator Burt was concerned that this was a large amount of money to use from Contingency when repairs (or replacement) of the sewer system at the Jail will also soon become an expensive issue. He wasn't comfortable with two major projects being "active" at the same time. County Administrator Mitch Alger responded by saying that, first, when Ways & Means reviews the Sheriff's request, it might consider using Fund Balance as well as Contingency funds since we are still "early" in the Budget year. He went on to say, as regards the sewer issue, that some upgrades have been made, and that the cost of \$15,000 for pumping the system twice a year, have, so far, been sufficient to keep the major replacement issue at bay, particularly as it is a \$500,000 project. Additionally, the last proposal the County received from the Village adds a recurring cost of \$150,000 per year. Satisfied by this response, Legislator Burt indicated his willingness to support this request. The request was approved on a motion by Legislator Healy, seconded by Legislator Hopkins, and carried. **Refer to Ways & Means**

Allegany County Sheriff's Office 2015 Jail Capital Project Proposal History

The Jail is a facility that is unlike any other in that it is a high intensity facility that is open 24 hours a day 365 days year. To put this in perspective, the County Office Building and Court House are in use approximately 2,470 hours a year (assumes 10 hours per day for 247 days) while the jail is in use for 8,760 hours a year, just over 3.5 times the usage of the COB and Courthouse. The Allegany County Jail and Public Safety Facility opened in August of 2006 and while chronologically, it is nine years old, it has seen almost thirty-two years of use. Granted the facility was designed with this intense use in mind, but it still relies on several systems that were not designed to work 8760 hours per year. Every year since the opening, the jail administrative staff has made an effort to include in the proposed budgets, monies for security systems maintenance and upgrades as necessary, with relatively positive results.

We have spent a total of \$223,753.90 or \$24,861.54 per year since we occupied the jail. These dollar amounts include upgrades in equipment, replacing failed equipment, technical support, new cameras, replacement cameras, repair for the analog video switch, replacement of the digital video recorders, programming debugging and other services both on and off site.

Proposal

While we were preparing our 2015 budget, we were informed that including these systems, equipment maintenance and upgrades in budget line items was inappropriate and that we should submit a capital project proposal. To continue our transition from an analog security system with computer interfaces to a more digital system, and to remain current and safe, we need to replace our intercom system and reprogram our current security system to run on the most current software and operation systems. (At installation all of our systems were running on Windows XP) The current quote for this system upgrade is \$230,000.

Additionally our record management system has been running since we have been in operation with little to no upgrade and maintenance and is nearing the end of its serviceable life. We have quote for \$30,000, not only to upgrade the records management system, but included in that quote, is a digital medical record as well as the ability to submit prescriptions electronically both of which are going to be required by law.

To complete our necessary upgrades we will also need new computer hardware and servers. Some of our computers have been running since 2007 and are in great need of replacing. We will also need a new server to run the new records management system. Total for this equipment would be \$25,000.

We are proposing that a \$300,000 capital project fund be set up. This would include a 5 percent overrun because several of our quotes are old, and we would need to have some money available for unforeseen circumstances.

The Sheriff's office has consistently returned money to the County for the past several years and has a good track record for being under budget. We need to keep our facility current and safe to ensure good service to the County through maintained revenue streams and managing our liability to the best of our ability.

Approval of Temporary Loan of Interoperable Communications Resources Agreement from DHSES

The Sheriff's Office requested approval to participate in the DHSES Program to accept temporary loan of Interoperable Communications Resources. DHSES is providing the opportunity for each county to receive and use equipment, software, and/or Mutualink Edge Subscription Service (Hereinafter "Interoperable Communications Resources" which will allow counties to communicate on a common platform for emergency management and public safety planning and response purposes. These Resources are being provided on a loan basis and title to the Interoperable Communications Resources shall remain with the State at all times. The State has the right to recall the Interoperable Communications Resources at anytime, including the termination of the EDGE User Subscription Services. As such, any permanent granting of the Interoperable Communications Resources must be provided for in a separate written agreement signed by both parties. NYS will incur all acquisition, installation, and licensing costs for this initiative. The request to enter into this agreement and authorize Chairman Crandall to sign the agreement was approved on a motion by Legislator Hopkins, seconded by Legislator Healy, and carried. **Prepare Resolution**

Old Business

911 Radio Project Update-Sheriff's Office/Emergency Management & Fire

Radio Technician Matt Evans told the Committee that CONXX has located additional tower locations for possible use by the County. CONXX will also help to survey a couple of

locations in the southern part of the County. The WNED towers look good so far, he said, adding that the County is waiting for the legal documents turning the towers over to us. There was some discussion about the Cuba Fire Service having some radio communication difficulty. Both the Sheriff's Office and Fire Service are aware of this, and offered some reasons why this is so, and also noted that the \$5.9 million grant is looking to resolve this type of issue.

Good of the Order

Legislator Burt noted that "American Pickers," a documentary series that explores the fascinating world of antique "picking" on the History Channel, will be coming to Allegany County in early May. He said he thought this would be a good opportunity for some positive publicity for the County.

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 11:57 a.m. following a motion by Legislator Healy, seconded by Legislator Hopkins, and carried.

Respectfully submitted,
Cynthia Santora, Secretary to the Clerk of the Board
Allegany County Board of Legislators

**PUBLIC SAFETY COMMITTEE
MAY 6, 2015**

**** NOT APPROVED ****

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

Others Present: M. Alger, L. Ballengee, H. Budinger, D. Decker, L. Edwards, D. Fanton, K. Graves, S. Grusendorf, D. Hanchett, R. Hollis, C. Ivers, B. Kelley, J. Luckey, T. Miner, K. Monroe, B. Riehle, T. Ross, C. Santora, K. Slep, R. Starks, R. Swarthout, S. Taylor, R. Whitney

Media Present: D. Donohue, *Olean Times Herald*

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

Approval of Minutes

The minutes were opened for discussion on a motion made by Legislator Hopkins, seconded by Legislator Curran. Legislator Burt suggested the following addition to the minutes:

On page 3, under:

Funding Transfer

The Sheriff's Office requested a transfer of \$300,000 from the Contingency Account to establish a Jail Capital Project Account....Legislator Burt was concerned that this was a large amount of money to use from Contingency when repairs (or replacement) of the sewer system at the Jail will also soon become an expensive issue. He wasn't comfortable with two major projects being "active" at the same time. County Administrator Mitch Alger responded by saying that, first, when Ways & Means reviews the Sheriff's request, it might consider using Fund Balance as well as Contingency funds since we are still "early" in the Budget year. He went on to say, as regards the sewer issue, that some upgrades have been made, and that the cost of \$15,000 for pumping the system twice a year, have, so far, been sufficient to keep the major replacement issue at bay, particularly as it is a \$500,000 project. Additionally, the last proposal the County received from the Village adds a recurring cost of \$150,000 per year. Satisfied by this response, Legislator Burt indicated his willingness to support this request **[ADD:] as long as before funding, all large expenditures like water to the Jail and the closing of the Landfill were first considered.**

Subsequently, the Public Safety Committee meeting minutes of April 1, 2015, were approved, as amended, on a motion by Legislator McGraw, seconded by Legislator Hopkins, and carried.

**Public Defender
Monthly Report**

Public Defender Barbara Kelley said that her office is "on pace" for its regular caseload with 100 new files opened during the past month. Hearing no other comments regarding her pre-filed monthly report, Ms. Kelley went on to her action items.

Accept & Appropriate ILS Grant Distribution #5 & Request to Create Second Position of Secretary to the Public Defender

Ms. Kelley requested approval to accept and appropriate ILS Grant Distribution #5 funding of \$70,434 (per year for three years) as follows:

Appropriations (\$70,434/year)

	Half Salary/Benefits Full-Time Secretary	\$ 8,831
	Half Salary of Second Assistant	\$ 35,000
	Raise for Full-Time Secretary	\$ 6,779
	Additional Personnel Expenses	\$ 3,912
A 1170.101	subtotal	\$ 54,522
A 1170.802 *	Retirement	\$ 5,935
A 1170.803 *	FICA	\$ 2,445
A 1170.804 *	Workers Comp	\$ 495
A 1170.805 *	Disability	\$ 80
A 1170.806 *	Health Ins	\$ 6,957
	Total Appropriations	\$ 70,434

Revenues (\$70,434.00/year)

A 1170.3025.ILS5 *	ILS Grant Distribution #5	Total Revenue \$ 70,434
--------------------	---------------------------	--------------------------------

Additionally, Ms. Kelley requested permission to abolish the part-time Secretary position and, in its place, create the second position of Secretary to the Public Defender (Grade 2, Step 2). The proposed salary is \$32,958. Approval of these requests was granted on a motion by Legislator Hopkins, seconded by Legislator LaForge, and carried. **Prepare Resolution and Refer to Ways & Means**

Emergency Management and Fire Monthly Report

Emergency Management and Fire Services Director Jeffrey Luckey was asked if the three responses Mr. Luckey noted in his monthly report were the total for the month. Mr. Luckey responded in the affirmative. Receiving no other comments, Mr. Luckey moved on to his action item.

Permission to Apply for SHSP-FY 2015 (State Homeland Security Program) Grant

Mr. Luckey requested approval to apply for \$52,500 from SHSP-FY 2015 (State Homeland Security Program); the funds will be used as follows:

Public Safety Contract (Assist w/ Trailer-mounted generator to assist with power outages at Communication Towers and other government agencies in an emergency)	\$25,500
Public Safety Contract (Personal Protective Gear for District Coordinators)	\$10,000
Public Safety Contract (Assist w/ Medical Gear Bags for the Sheriff's Tactical Team on Trailer)	\$ 1,500
Public Safety Contract (Support Pictometry—Aerial Photography Images)	\$14,500
Public Safety Contract (Sustain the Director's Cell Phone)	\$ 1,000

Mr. Luckey indicated when/if he is notified of the award, he will return to the Committee with the appropriate MOE. Approval was granted on a motion by Legislator Hopkins, seconded by Legislator McGraw, and carried. **Refer to Ways & Means**

STOP-DWI Monthly Report

STOP-DWI Coordinator Linda Edwards, drawing from her pre-filed monthly report, gave an update on the two projects her interns were working on during the spring semester. The first,

the “What Does .08 Feel Like?” study generated positive comments from the participants. College students were provided with beer and/or mixed drinks to the point at which their blood alcohol would measure .08 percent. The participants drank between two and seven legal beverages during the event. Nine of the involved 13 students claim they are now drinking less than before the study. The students all found the test to be beneficial, helping them know their alcohol intake limits. Legislator Burt complimented Ms. Edwards, saying there is no one better suited for the job than she; however, he wanted to go on record echoing Legislator Decker’s previously stated reservations about the study’s methodology. As a parent and educator, he said, he would choose videos and written material over actual alcohol. Ms. Edwards responded that her Department does videos and printed information, but nothing makes an impact like experience. Ms. Edwards also updated the Committee on the “Fine Collection Project.” Ms. Edwards said that Intern Lexi Cooper had obtained lists from the Probation Department and the Justice Courts, totaling 86 names of people owing fines. Of the \$55,000 owed, the project collected \$3,100. They were not overly happy with the amount, but it was a beginning. She says the next step is to issue warrants to hold those people accountable.

District Attorney **Monthly Report**

District Attorney Keith Slep said he was happy to report that despite a lot of activities last month (Hot Dog Day, Trout Derby, Maple Fest) there were no serious crimes that went through his office. Receiving no comments/questions from the Committee, Mr. Slep went on to say that he supported Ms. Edwards’ statement that experience has the biggest impact on underage or “new” drinkers. He added that since the legal drinking age was raised to 21, students who have not had experience with alcohol frequently binge drink in their dorm rooms. He said there is no supervision of this drinking, so students need to know for themselves just where the limit is. Secondly, he said, as regards the fines collection, that the project was an “opening salvo” and that using the bench warrants will be an important factor in continuing the effort. He added that some of the addresses of the delinquent account holders are out of date. However, this is a good start and will be an ongoing process. When asked if it was likely that NYS would legalize medical marijuana, Mr. Slep said it was highly likely.

Probation **Monthly Report**

Probation Director Robert Starks entertained questions/comments on his pre-filed monthly report. Mr. Starks went on to say that his Department has launched a Facebook page and wanted to give the Committee a heads-up so members weren’t surprised if they received questions about it. As there was no discussion of his monthly report, Mr. Starks went on to his action item.

Budget Transfer

Mr. Starks requested a transfer of \$900 from A3140.413 (Rentals) to A3140.201 (Equipment) to cover the cost of a new laptop for a Probation Officer. This amount of the transfer is based on recommendations made by the IT Department. The request was approved on a motion by Legislator Hopkins, seconded by Legislator McGraw, and carried. (One opposed: Legislator Burt) **Prepare Resolution**

Weights & Measures **Monthly Report**

Weights & Measures Director Gilbert Green was unable to attend the meeting.

Sheriff's Office **Monthly Report**

Sheriff Rick Whitney entertained comments/questions on his pre-filed monthly report. Receiving none, he went on to highlight some items on the report: During April, the working inmates spent four days picking up trash along County Road 20 in Angelica, Friendship, and Cuba. He added that CR 20 looks much better. There was also a brief discussion of the overtime figures. However, it was noted that 55.7 percent of all overtime for the year is a result of contractual items. Sheriff Whitney then addressed his action items.

Request to Fill One Full-time E-911 Dispatcher

Sheriff Whitney requested approval to fill one full-time E-911 Dispatcher position (AFSCME Council 66 Bargaining Unit, Step BASE). The full-time vacancy is due to a resignation. The request to fill was granted on a motion by Legislator Hopkins, seconded by Legislator LaForge, and carried. **Refer to Ways & Means**

Request to Fill One Part-time E-911 Dispatcher

Sheriff Whitney also requested approval to fill one part-time E-911 Dispatcher position (Non-union, Step BASE) position. The part-time vacancy is due to the anticipated promotion of a part-time individual to the vacant full-time position. Approval was granted on a motion by Legislator Hopkins, seconded by Legislator LaForge, and carried. **Refer to Ways & Means**

Request Authorization to Apply for FY2015 State Homeland Security Program

Sheriff Whitney also requested that the Allegany Sheriff's Office be authorized to apply for its share of the tentatively awarded funds (\$17,500) under the FY2015 State Homeland Security Program (SHSP). This is the Sheriff's portion of the grant referenced by Mr. Luckey above. Because the information arrived late, and because the application was due May 1, like Mr. Luckey, Sheriff Whitney submitted the application prior to the deadline. Approval was granted on a motion by Legislator LaForge, seconded by Legislator Curran, and carried. **Refer to Ways & Means**

Request Approval to Spend \$13,560 for Helmets with Night Vision using 2014 LETPP Grant Funds

Sheriff Whitney requested approval to spend \$13,560 for helmets with night vision using 2014 LETPP (Law Enforcement Terrorist Prevention Program) Grant Funds. (Note: these funds can only be used on certain equipment listed by the program.) These helmets, he said, were purchased off state bid. When questioned, Sheriff Whitney noted that at this time, the Department does not have night vision helmets, and although his hope is that they never need to be used, having them is insurance for any future need. Approval was granted on a motion by Legislator Hopkins, seconded by Legislator LaForge, and carried.

Old Business

911 Radio Project Update

There was nothing to report at this time.

New Business

Legislator David Decker submitted a draft resolution requiring all employees and visitors to the County Courthouse and County Office Building to be fully screened when entering the building. There was some discussion about employees who work "off" or extra hours, at times when the deputies are not on duty at the main entrances. Other possible "glitches" to the proposal in its current form were also mentioned. The Sheriff concurred with this proposal that

everyone be screened. However, it was noted that the Sheriff's Office is currently working on a policies and procedures document. It was suggested that Legislator Decker work with the Sheriff's Office to incorporate his suggestions into the Sheriff's document. The new document will be presented at the June Public Safety meeting for further discussion.

Good of the Order

Legislator Burt informed the Committee that Tokyo Disney will be in Belfast the next day (Thursday, May 7) to film an educational "short" at the Bare Knuckle Boxing Hall of Fame. He invited all interested parties to attend.

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 12:05 p.m. following a motion by Legislator Burt, seconded by Legislator Curran, and carried.

Respectfully submitted,
Cynthia Santora, Secretary to the Clerk of the Board
Allegany County Board of Legislators

**PUBLIC SAFETY COMMITTEE
JUNE 3, 2015**

**** NOT APPROVED ****

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

Others Present: M. Alger, L. Ballengee, D. Decker, D. Fanton, K. Francisco, K. Graves, G. Green, S. Grusendorf, R. Hollis, C. Ivers, B. Kelley, J. Luckey, T. Miner, K. Monroe, B. Riehle, T. Ross, C. Santora, D. Scholes, R. Starks, R. Swarthout, R. Whitney (Guest: Commissioner of New York State Commission of Correction Thomas Loughren)

Media Present: D. Donohue, *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 May 6, 2015.

Public Defender

Monthly Report

Public Defender Barbara Kelley entertained questions/comments on her pre-filed monthly report. Receiving none, she went on to say that it was a typical month in her office, with 100 new case files being opened.

Chief Defender Advisory Committee Meeting

Ms. Kelley went on to recap the most salient issues that arose at a meeting of the Chief Defender Advisory Committee that she attended last week. She said that as a result of a class action suit that occurred because Hurrell-Harring, five counties in NYS are now required to have legal counsel at every arraignment. She added that this will probably be a requirement for all counties in the state in the future. She added that this is not a viable practice for Allegany County because of the way our Justice Courts are set up. Other issues that arose at the meeting, she said include eligibility determinations (that is who is eligible for free counsel) as well as caseload limit standards which will determine a limit per attorney per year (court cases have to be tracked and reported to the State; however, there are variable beliefs as to what constitutes a "case"), among other issues. Ms. Kelley said that studies and surveys are being conducted, but she believes these requirements will be necessary for all counties in the future. She also indicated that there might be some question about how counties will pay for these changes. Ms. Kelley did say, however, that attendees were told that at this time, as far as can be determined, the ILS grants will continue at current levels. Finally, Ms. Kelley said that new RFPs will be issued to help counties fund assigned counsel.

Emergency Management and Fire Services

Monthly Report

Emergency Management and Fire Services Director Jeffrey Luckey, regarding his pre-filed monthly report, highlighted his participation in SADD/MADD activities over the course of the month. Mr. Luckey added that he will be attending the NYS Fire Chiefs' Convention and will report next month on the classes that he attended.

Authorization to Apply for LEMPG Grant

Mr. Luckey then presented an MOE requesting authorization to apply for a Homeland Security and Emergency Services LEMPG FY 2015 Grant. The explanation on the MOE read:

- “Labor cost for the three employees on a 50/50 split for work on the EOP (Emergency Operations Plan);
- Training used to enhance the capabilities of state and local emergency management personnel;
- Training related cost such as materials, supplies, and equipment;
- Travel and travel costs for attendance at FEMA or approved training courses and allowable programs;
- Conducting all hazards emergency management training, attending EMI training, and delivering train the trainer courses.

“Exercises—

- Funds used to design, develop, conduct, and evaluate an exercise, including planning, meeting space, and other facilitation costs;
- Developing and enhancing the Continuity of Operation (COOPP) and Continuity of Government (COG);
- Development and enhancement of emergency operations plans in integrating citizen/volunteer and other non-governmental organization resources and participation;
- Developing and enhancing logistics and resource management plans (to develop and enhance evacuation plans including plans for alerts/warning, crisis communications, pre-positioning of equipment for areas potentially impacted by mass evacuations, sheltering and re-entry).

“Allowable equipment through the EMPG program through categories-information: cyber security, interoperable communication, detection equipment, power equipment, CBRNE incident response vehicles, and physical Security Enhancement Equipment.

“Any remaining grant money will be used to purchase equipment for the Emergency Management Operations.”

The County share of grant will be \$23,417.

Authorization to apply for the grant was given on a motion by Legislator Hopkins, seconded by Legislator Healy, and carried. **Refer to Ways & Means**

STOP-DWI

STOP-DWI Coordinator Linda Edwards was unable to attend the meeting.

District Attorney

Monthly Report

District Attorney Keith Slep was unable to attend the meeting.

Probation Department

Monthly Report

Probation Director Robert Starks indicated that his office had seen a rise in the juvenile population in the past few weeks. He said he did not know if this is a new trend or not. He added that summer is usually slow for Probation in this regard, but if this trend keeps up, it won't be this year.

Request to Fill Probation Officer Trainee Position

Mr. Starks requested permission to fill a Probation Officer Trainee (AFSCME, Grade 16, Step MIN.) position. Because a current Probation Officer will be resigning effective August 7, 2015, there is a need to fill the position. The incumbent currently has a caseload of high-risk youth (PINS Reform), conducts investigations, and has intake duties. Not filling this position would cause burdens upon other employees to have to absorb these work duties. Also, it will be difficult to continue to provide the level of service that we currently do if we are down an officer for too long a period of time. The Allegany County DSS reimburses the Probation Department for the full salary of this position. Currently it is funded at \$47,189. The request was approved on a motion by Legislator McGraw, seconded by Legislator Burt, and carried. **Refer to Ways & Means**

Weights & Measures**Monthly Report**

Weights & Measures Director Gilbert Green entertained comments/questions on his pre-filed monthly report. Receiving none, he went on to say that the Tops Supermarket in Wellsville has installed four new self-check-out stations.

Sheriff's Office**Monthly Report**

Sheriff Rick Whitney also entertained questions/comments on his pre-filed monthly report. Receiving none, he went on to introduce Thomas J. Loughren, Commissioner of New York State Commission of Correction who had just come from inspecting the Jail. He told the Committee that the Jail is clean (and he is a self-proclaimed stickler for cleanliness) and well-run, and that the attitudes of the Deputies as well as the operation overall was pretty impressive. He added, "I like what I see," when referring to the Jail. Mr. Loughren went on to thank the Committee (and all the Legislators) for what they do, saying he realizes the issues they are faced with on a daily basis.

Request to Fill Deputy Sergeant Position

The Sheriff's Office requested permission to fill one Deputy Sergeant position (ACDSA Local 3989 Council 82, Step BASE). This is the same position that was requested to fill in an MOE at the January 7, 2015, Public Safety meeting that was approved. The Deputy who filled that position has decided not to accept it and has returned to his previous Deputy status. The request was approved on a motion by Legislator Healy, seconded by Legislator Hopkins, and carried. **Refer to Ways & Means**

Budget Transfer for Equipment Room Renovation Project

The Sheriff's Office presented an MOE for a transfer of \$43,425 from the Contingency Account to establish a 911 Equipment Room Renovation Capital Project Account. These funds will be used in the design, bid package and clerk of the works for the 911 Equipment Room Renovation Project. This, said Lt. Shawn Grusendorf, is simply an FYI for this Committee as County Administrator noted that this issue actually falls under the jurisdiction of the Facilities and Communications Committee which will be presented with this information later this afternoon. There was some discussion of what the needs for all the new equipment are and the deadline for installing the equipment so that we don't lose the grant funds. There was also some discussion regarding the number of outstanding and expensive projects facing the County at this time and whether the Board, per Legislator Burt, should make some hard decisions and not keep putting things off. The original MOE presented to the Committee contained the following information/request:

(Renovations to 911 Center Equipment Room)

From Account No.

To Account No.

A 1990.429 (Contingency) \$43,425

H 3200.200 (911 Equipment Room Project) \$43,425

FISCAL IMPACT: \$ 43,425.00

New Business

Legislator Graves initiated a discussion about Rushford Lake, saying that the DEC is concerned about invasive species in the Lake and to that end, seems to be limiting access to the public boat launch. His concern is if the Lake is becoming a “private” lake, is it necessary for the County to pay for patrols by the Sheriff’s Office. He felt it isn’t right to have taxpayers support the patrols if the general public were being denied lake access. There was some discussion that perhaps some County representatives should meet with the Lake Association to discuss this. Chairman Crandall noted that the Towns of Rushford and Caneadea should also be involved if this, in fact, takes place. The Sheriff noted that his office is responsible to enforce order on public waterways; this is done mostly on weekends (Friday – Sunday) and on “off” day to mix it up.

Good of the Order

Legislator Healy congratulated the Sheriff and his entire Team on the report from Mr. Loughren.

Legislator Burt requested that when there is a dignitary who plans to speak to a Committee, we let him/her go first.

Board of Elections Commissioner Rick Hollis thanked the Sheriff for donating his facility for Election Inspectors’ training.

Legislator Decker requested a show of support for Senator Cathy Young in Olean on Saturday as he said Carl Palladino and Russ Thompson are planning a rally in an attempt to unseat her.

Adjournment

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

Respectfully submitted,
Cynthia Santora, Secretary to the Clerk of the Board
Allegany County Board of Legislators

**PUBLIC SAFETY COMMITTEE
JULY 1, 2015**

**** NOT APPROVED ****

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

Others Present: M. Alger, L. Ballengee, H. Budinger, D. Decker, L. Edwards, D. Fanton, K. Graves, S. Grusendorf, R. Hollis, C. Ivers, C. Jessup, B. Kelley, J. Luckey, T. Miner, K. Monroe, B. Riehle, T. Ross, C. Santora, K. Slep, R. Swarthout, D. Vespucci, R. Whitney

Media Present: D. Donohue, *Olean Times Herald*

Call to Order: The meeting was called to order at 11:08 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 June 3, 2015.

Public Defender

Monthly Report

Public Defender Barbara Kelley entertained questions/comments on her pre-filed monthly report. Receiving none, she responded to Legislator Healy's inquiry regarding the progress on the resolution of her space needs. She said she hadn't heard anything as yet, but as the need in her office remains dire, she was hoping some progress was being made. County Administrator Mitch Alger said that the money had been appropriated to start basic renovations, creating a "shell" on the third floor of the County Office Building, but that is where the project stands at this time.

Emergency Management and Fire Services

Monthly Report

Emergency Management and Fire Services Director Jeffrey Luckey also entertained questions/comments on his pre-filed monthly report. Receiving none, he went on to highlight the following items from the report: On June 15, EOM staff attended a Pre-CEPA meeting led by Mr. Luckey and Michelle Haggstrom in the Legislative Chambers. CEPA is the County Emergency Preparedness Assessment provided by the NYS DHSES. CEPA is a framework and tool to help State and local stakeholders assess risk, capabilities, and the potential need for support and resources during emergencies or disasters. The CEPA workshop was held on Wednesday, June 24, in the Situation Room in the Public Safety Building. Also, June 20-21, Mr. Luckey reported to the Prisoner Escape Search Incident Command center set up at the Friendship Bingo Hall where he was tasked with the job of Logistics Section Chief. From the perspective of IC this search was very well managed with many different agencies working very well together. Legislator Healy noted that comments he had heard confirmed Mr. Luckey's assessment of various agencies working cooperatively.

STOP-DWI

Monthly Report

STOP-DWI Coordinator Linda Edwards also entertained questions/comments on her pre-filed monthly report. Receiving none, she went on to highlight the following items: she attended the STOP-DWI Mid-Year Meeting in Syracuse, June 3-4; she provided Bicycle Safety Presentations to nine schools (Wellsville, Belfast, Friendship, Whitesville, Scio, Genesee Valley, Bolivar-Richburg, Fillmore and Cuba-Rushford) from June 5-19; she participated in Genesee Valley CS PTO Family Picnic with bicycle safety info on June 22; and she attended the Traffic Safety Board monthly meeting on June 23.

District Attorney

Monthly Report

District Attorney Keith Slep told the Committee there was nothing new to report other than what appeared on his pre-filed monthly report. He added that he was glad there was no excitement to rival that of the Dannemora prison break. Legislator Burt told Mr. Slep that he appreciated the PSAs he's heard on the local radio. Mr. Slep responded that they are sponsored by the Bar Association and that it is his pleasure to provide the "voice." When asked, Mr. Slep said the State Legislature did not pass the proposed legislation which will raise the age of adult offenders to age 18. He did say that the Attorney General would be in charge of all civilian fatalities by police officers from now on.

Monthly Report

Probation Director Robert Starks was unable to attend the meeting, but his pre-filed monthly report was distributed to Committee members.

Accept Probation State Aid Block Grant

Mr. Alger, on behalf of Mr. Starks, distributed an MOE requesting the acceptance of a Probation State Aid Block Grant in the amount of \$151,101 for the 2015-16 Fiscal Year. Mr. Alger noted that the money has already been budgeted for 2015 under account A3140.101 (Personnel) and revenue account A3140.3310.00 (Probation Block Grant). During the discussion, it was noted that this is a grant that is received annually for services mandated by the State. Acceptance of the grant was approved on a motion by Legislator Healy, seconded by Legislator Hopkins, and carried. **Prepare Resolution**

Weights & Measures

Monthly Report

Weights & Measures Director Gilbert Green was unable to attend the meeting, but his pre-filed monthly report was distributed to Committee members.

Sheriff

Monthly Report

Sheriff Rick Whitney entertained questions/comments on his pre-filed monthly report. Receiving none, he went on to respond to Legislator Hopkins' question regarding the cost to the County for its participation in the search for the escaped Dannemora prisoners who had allegedly been sighted in Allegany County. He said that they are working on determining an exact figure, but at this time he estimates somewhere between 10 and \$15,000. When asked if there was any chance the State would reimburse the County for that expense, Sheriff Whitney responded that he has heard rumors regarding the possibility of reimbursement, so he was keeping his ears open for something definite. Legislator Healy again noted that all the comments he had heard regarding this event indicated that mutual aid was rapid and well done.

Local Law for Project Lifesaver Program

The Sheriff's Office has joined Project Lifesaver and requested the adoption of a local law to collect the associated fees. The local law has been reviewed by the County Attorney and has his approval. Project Lifesaver International provides lifesaving equipment and training to 50 NYS law enforcement agencies, providing transmitters for adults with Alzheimer's and other forms of dementia as well as children with cognitive impairment to be potentially be more easily located.

A LOCAL LAW PROVIDING FOR THE ESTABLISHMENT OF FEES COLLECTED BY THE ALLEGANY COUNTY SHERIFF'S OFFICE

Be it enacted by the Allegany County Legislature as follows:

Section 1. The Allegany County Sheriff's Office is hereby empowered to collect fees for various services under the Project Lifesaver Program.

Section 2. The fees to be charged are as follows:

Initial Startup/Entry into the program	\$ 350
Monthly Battery Maintenance Fee	\$ 10

Section 3. The procedures for the collection of such fees shall be as prescribed by the appropriate laws of the State of New York and any amendments thereto, or as determined by the Allegany County Sheriff where the state has not enacted procedures.

Section 4. Any prior resolution or local law pertaining to the collection of fees by the Allegany County Sheriff's Office is hereby amended to the extent necessary to comply with the intent of this law.

Section 5. This local law shall take effect immediately upon filing pursuant to the Municipal Home Rule Law.

There was much discussion regarding how this program is projected to operate as regards law enforcement agencies. Sheriff Whitney indicated that via a grant, he had received 13 free kits/bracelets. If a citizen wished to participate after the original 13 kits have been distributed to people with a certified medical statement attesting to a condition which caused a loved one to wander, the Sheriff's Office would be able to charge those participants the cost of the kit and the monthly battery fee. He also noted that participants need to adhere to all conditions or the Sheriff's Office had the authority to take the kit/bracelet back. There was also discussion regarding who would be trained as "locators" for this program. Legislator Graves suggested that the State Police be included in this program as the Sheriff's Office has no road

patrol. Despite some unknowns regarding the project, approval was granted on a motion by Legislator Healy, seconded by Legislator Burt, and carried. **Refer to Ways & Means**

Permission to Fill PT Confidential Secretary Position

Sheriff Whitney requested permission to fill the PT Confidential Secretary position that became vacant in his office. The Confidential Secretary position is authorized by the County Law and serves at the pleasure of the Sheriff. This person, along with a current part-time Confidential Secretary will allow full coverage for the position. The secretaries process Pistol Permit transactions, bail transactions, and respond to initial inquiries of customers or other personnel seeking information from the Sheriff's Office. The Office would be unable to maintain the current operations without this staff member. Permission to fill the position was granted on a motion by Legislator Healy, seconded by Legislator McGraw, and carried. **Refer to Ways & Means**

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 11:47 a.m. following a motion by Legislator Healy, seconded by Legislator Hopkins, and carried.

Respectfully submitted,
Cynthia Santora, Secretary to the Clerk of the Board
Allegany County Board of Legislators

**PUBLIC SAFETY COMMITTEE
AUGUST 5, 2015**

**** NOT APPROVED ****

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

Others Present: M. Alger, L. Ballengee, N. Carnes, D. Decker, L. Edwards, D. Fanton, K. Graves, S. Grusendorf, R. Hollis, K. Hooker, C. Jessup, B. Kelley, J. Luckey, K. Monroe, B. Riehle, T. Ross, C. Santora, K. Slep, R. Starks, R. Swarthout, D. Vespucci, R. Whitney

Media Present: D. Donohue, *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 Healy, and carried to approve the Public Safety Committee minutes of July 1, 2015.

Public Defender

Monthly Report

Public Defender Barbara Kelley noted that she had nothing remarkable to report regarding the last month's activities. Receiving no questions regarding her report, Ms. Kelley went on to say that she had recently attended a NYS Defenders' conference in Saratoga where Andrew Kossover, Public Defender from Ulster County, presented information on sharing services with Warren County for about the past three years which has been successful. He will send additional information to Ms. Kelley who noted that it sounded interesting and promising.

Emergency Management and Fire Services

Monthly Report

Emergency Management and Fire Services Director Jeffrey Luckey highlighted the following items from his report: He met with the Allegany County Fair President and safety staff to review safety plans and provided them with an IAP (Incident Action Plan) for each day of the Fair. In mid-July, he pushed out severe weather alerts, then responded to the Fair office before the storm hit to ensure safety of patrons and volunteers. No reports of damage or injuries at the Fairgrounds were noted. He responded to Town of Allen for two separate swift-water rescues and then to Town of Birdsall for the third reported rescue. He then responded to Town of Grove to assist the impacted residents. He returned to Swain to continue to assist the residents and elected officials. Mike (Barney, Assistant Director, OEM) finished the paperwork for a Homeland Security Grant reimbursement for the SHSP. Bonnie (VanHousen, Secretary, OEM) and he contacted the Highway Superintendents of the affected areas and compiled a list of damage estimates. He also contacted the Red Cross to assist with identifying the extent of homes and businesses with flood damage. He provided Senator Catharine Young a tour of Garwood's and

Swain as well as a listing of estimates exceeding two million dollars. He pushed out requests for any homeowners or businesses with damage to report it to his office. He attended the WNY EM meeting and had a special meeting after with the NYS OEM staff regarding the recent flooding. After compiling the information received from homeowners, he contacted NYS OEM and requested a review be done by the U.S. Small Business Administration Office of Disaster Assistance. He met with disaster Surveyor from the SBA, and they visited approximately 30 of the 45 reported damaged residents.

STOP-DWI

Monthly Report

STOP-DWI Coordinator Linda Edwards wanted to highlight a couple of items from her pre-filed monthly report, including that she managed the Traffic Safety Booth at the Allegany County Fair where she gave away 40 bicycle helmets and other items regarding bicycle safety and DWI prevention. She added that much education was done at the booth as she had water bottles from the Traffic Safety Board which were used as prizes if bicycle-safety questions were answered correctly. She added that she had letters ready to go to county court judges to request warrants on the fine collection project. She noted that of the approximately \$55,000 outstanding in fines, about 10 percent had been collected. She also noted there will be a Victim Impact Panel this month, and she is starting to work on the October SADD Conference. She added that she will not be in attendance at next month's Public Safety meeting.

District Attorney

Monthly Report

District Attorney Keith Slep said that he had nothing remarkable to report from his area. He did note that the unscrupulous "fly-by-nighters" are out there, promising to do work, such as paving, for unsuspecting victims. He said that his office had received two calls this morning already.

Probation

Monthly Report

Probation Director Robert Starks told the Committee that there was not a lot of activity in his office for July.

Budget Transfer

Mr. Starks went on to request a budget transfer of \$500 in order to replace two printers that no longer function (one for the Director and one for the Accounting Department). Each printer will cost \$119; the additional funds are for any other small purchases that may be needed through the end of the year. The \$500 transfer should be made as follows:

FROM	TO
A3140.413 (Probation-Rentals)	A3140.202 (Probation-Equipment)

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

Weights & Measures

Monthly Report

Weights & Measures Director Gilbert Green was unable to attend the meeting.

Sheriff's Office

Monthly Report

Sheriff Rick Whitney had nothing remarkable to report. He did highlight the fact that overtime is down approximately 450 hours from the same period last year.

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 11:27 a.m. following a motion by Legislator Hopkins, seconded by Legislator McGraw, and carried.

Respectfully submitted,
Cynthia Santora, Secretary to the Clerk of the Board
Allegany County Board of Legislators

PUBLIC SAFETY COMMITTEE
September 2, 2015
NOT APPROVED

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

Others Present: M. Alger, L. Ballengee, B. Budinger, D. Decker, M. Evans, D. Fanton, K. Graves, G. Green, S. Grusendorf, R. Hollis, K. Hooker, C. Ivers, C. Jessup, B. Kelley, K. LaForge, J. Luckey, T. Miner, K. Monroe, D. Pullen, B. Riehle, T. Ross, R. Scott, K. Slep, R. Starks, R. Swarthout, D. Vespucci, R. Whitney

Media Present: D. Donohue, *Olean Times Herald*; B. Quinn, *Wellsville Daily Reporter*

Call to Order: The meeting was called to order at 11:08 a.m. by Public Safety Committee Chairman Phil Curran.

Approval of Minutes

A motion was made by Legislator Healy, seconded by Legislator Burt and carried to approve the Public Safety Committee minutes of August 5, 2015.

Public Defender

Monthly Report

Public Defender Barbara Kelley summarized the monthly report by stating it is about average. In October, Ms. Kelley will be attending the County Attorney Meeting in Syracuse about proposed legislation of taking over expenses of indigent defense.

Budget Transfer

<u>From Account No.</u>	<u>Amount</u>	<u>To Account No.</u>	<u>Amount</u>
A1172.2.01 Equipment	\$2980	A1172.8.02 Retirement	\$6379
A1172.4.02 Mileage	\$ 477	A1172.8.03 FICA	\$2671
A1172.4.05 Conference Expense	\$3100	A1172.8.04 Workers Comp	\$ 541
A1172.4.07 Office Supplies	\$ 489	A1172.8.05 Disability	\$ 87
A1172.4.09 Fees	\$2632		
Total =	\$9678	Total =	\$9678

Ms. Kelley requested transferring funds from .2 and .4's as a whole to be disbursed as needed to cover the .8's. The transferring funds from line items are to accommodate the fringe benefits for the third assistant. An incorrect percentage was used in grant appropriations. A grant budget modification is in the process of being completed to prevent this from occurring next year. Legislator Burt asked about the incorrect percentage. Ms. Kelley stated she used the State percentage for fringe benefits, instead of the County percentage. Ms. Kelley stated

she had funds from another grant to make up the difference. Approval was granted on a motion by Legislator Healy, seconded by Legislator LaForge, and carried. **Prepare Resolution**

Emergency Management and Fire

Director Jeff Luckey highlighted the continuation of seeking funds. Mr. Luckey went to the Governor’s Emergency Planning Summit in Albany and spoke with key officials in regards to the recent flooding and the need for financial assistance. About fifty-six homes were damaged and unfortunately, the County doesn’t qualify for any assistance yet. Mr. Luckey stated he is working with Lee James and Senator Young’s office on this issue. Legislator Burt remarked about the flooding in Shongo and wanted to thank Mr. Luckey for making this issue a main topic. Legislator Burt, speaking for the residents of Shongo, stated they are on the right track.

Mr. Luckey stated the office has moved out of the Public Safety Office and are now located at the Crossroads Building with the EMS program. The office is open and ready for business.

STOP-DWI

Monthly Report

Legislator Curran stated Youth Bureau Director/STOP-DWI Coordinator Linda Edwards was not present. He stated she has submitted an extensive report.

Approval of 2016 STOP-DWI Plan

BUDGET SUMMARY	2016 STOP-DWI PLAN
ALLEGANY COUNTY	
<u>COMPONENT</u>	<u>TOTALS</u>
Enforcement	<u>\$ 25,000</u>
Prosecution	<u>\$ 3,000</u>
Court Related	<u>\$ 2,000</u>
Probation	<u>\$ 3,000</u>
Rehabilitation	<u>\$ 1,200</u>
Public Information/Education	<u>\$ 5,300</u>
Administration	<u>\$ 42,479</u>
TOTALS	<u>\$ 81,979</u>

REVENUE ESTIMATES FOR THE 2016 PROGRAM YEAR \$ 75,000

STOP-DWI FUNDS AVAILABLE FROM PREVIOUS YEAR \$ 0

FISCAL IMPACT: **0%**: Program revenue funded by DWI fines.

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

District Attorney

Monthly Report

District Attorney Keith Slep stated there is a mandate from the State for all employees to watch the Sexual Harassment and Workplace Violence Videos. The legislators are exempt from watching the videos; however, Mr. Slep challenged the Legislators to watch the videos. The videos are online and can be obtained from the Human Resource Office.

Probation

Monthly Report

Director Robert Starks stated he had nothing else to report except the numbers are lower, but with school starting; the numbers may increase over the next couple of months.

Weights & Measures

Monthly Report

Legislator Curran asked Director Gilbert Green about checking the gas stations on his monthly report. Mr. Green stated he sent the wrong report, he has finished checking the gas stations and will send August report. Legislator Burt asked if he was the only employee in the department. Mr. Green stated yes, but he has had interns in the summer from Elm Street Academy. Mr. Green stated he has three new bulk tanks this week. Two are Amish and one is a larger tank.

Sheriff's Department

Monthly Report

Legislator Graves asked about the meeting with Dresser Rand. Sheriff Rick Whitney stated it should not have been on this report, but it was about contract negotiations and the possibility of work stoppage. The Sheriff's Department is responsible for civil disobedience. The contract was passed and no further action was needed. Legislator Curran asked about the Erie County visit to the Jail. Mr. Whitney stated Erie County has notified them that they are starting pheasant and garden programs. Legislator Burt asked for clarification for the term, undertakings. Mr. Whitney stated it is everything collected for Civil matters.

Request to Fill Part-time E-911 Dispatcher

This position is needed to fulfill current Dispatcher needs of the County, and is to replace a part-time Dispatcher that resigned. Legislator Burt asked about the budget for the part-time Dispatchers. Mr. Whitney stated the \$45,000 is for all part-time Dispatchers. There are about eleven part-time Dispatchers. Approval was granted on a motion by Legislator Healy, seconded by Legislator LaForge, and carried. **Refer to Ways & Means**

Approval of a Three-year Maintenance Service Contract (Generators)

Sheriff Whitney asked for approval of a three-year maintenance service contract for the generators located at the radio tower sites. The maintenance is to be performed twice a year and is for the seven (7) existing towers. Bids were requested and are attached.

The low bid was as follows:

F&F Electric Inc.
3 Years @ \$2,184 per year
Total Contract Amount \$6,552

Legislator Graves asked if this had to do with the recent power outage at Jail. Mr. Whitney stated no but the issue has been remedied. A computer failed to tell the power room to switch to the generators. The computer has been replaced. Legislator Burt stated there were three bids but the other bids were not attached. He asked if the Department went with the lowest bid. Shawn Grusendorf stated yes. Legislator Graves asked if the money was budgeted. Mr. Grusendorf stated no. Legislator Healy asked who services the software at the sites. Mr. Grusendorf stated the Department does it themselves. Legislator Healy asked how often the sites are checked. Mr. Grusendorf stated remotely and physically checked about bi-monthly. Legislator Healy suggested having a regular schedule. Legislator Healy also asked about security of the sites including cameras. Mr. Grusendorf replied some are fenced in and three are not. Legislator Decker asked if filters, fluid, etc. were additional charges. Mr. Grusendorf stated all fees are included in the price. Approval was granted on a motion by Legislator McGraw, seconded by Legislator Burt, and carried. **Refer to Ways & Means**

Budget Transfer

<u>From Account No.</u>	<u>To Account No.</u>	<u>Amount</u>
A3150.4.47 (Jail)– Public Safety Contracts	A3150.4.21 (Jail– Education)	\$3,537

Sheriff Whitney asked to move budget funds for education reimbursements for two Jail medical staff. Approval was granted on a motion by Legislator McGraw, seconded by Legislator Healy, and carried. It was noted that the County Administrator has the authority to approve this transfer.

Accept & Appropriate LETPP Grant

Sheriff Whitney requested a resolution accepting and appropriating \$17,500 of the 2015 LETPP Grant LE15-1000-D00 – Equipment for the Tactical / ACLERT Team as follows:

Revenue # A3654.3306.SH14 \$17,500
StAid-HS 2015 LETPP T969152

Appropriation # A3654.210 (Homeland Security Equipment) \$17,500

Legislator Healy asked the Department to elaborate on the purpose of the grant. Mr. Grusendorf stated it was to purchase search and rescue equipment, binoculars, infrared detection, helmets, and equipment that would assist the team in their operations. The Department has received this grant before. Legislator Burt asked if the Department needed the equipment. Mr. Grusendorf stated they use the grant to purchase equipment the Tactical Team doesn't have already. Legislator Burt asked if the Team has been deployed in the last few years. Mr. Grusendorf stated the Team was recently used when the State was searching for the escaped inmates in Friendship. Some of the equipment would have helped in that search. Approval was granted on a motion by Legislator Healy, seconded by Legislator McGraw, and carried. **Refer to Ways & Means**

Request to bid (4) 911 Tower Sites

The Sheriff's Office (Allegany County 911 Project) requested the County's approval to bid (4) 911 Tower sites. These 911 Tower sites are to be located in the following jurisdictions: Almond, Bolivar, Grove, and Rushford. This bidding process will be for complete build of four 300-foot 911 Towers.

Legislator Healy asked if these tower sites were included in maintenance contract. Mr. Grusendorf stated not at this point, but will add to the contract once they are built at the same rate. These funds will come out of the large Capital Project SICG-911 Grant (H3022.2). Legislator Graves asked if the budget people have been notified. Mr. Grusendorf stated the County Administrator has been notified. Approval was granted on a motion by Legislator McGraw, seconded by Legislator LaForge, and carried. **Refer to Ways & Means**

Approval to Purchase One Acre of Land

The Sheriff's Office (Allegany County 911 Project) requested the County's approval to purchase one acre of land in the Town of Grove. This property will be used to construct one of four new 911 Towers. This land will be County owned and this will be a onetime payment of \$8,500.

Legislator Healy asked if the funds will be taken out of the grant. Mr. Grusendorf stated the funds can't be paid by the grant. Legislator Burt asked about the parcel of land. Mr. Grusendorf stated it is unique because of the location, proximity to road, and is partially cleared. Legislator Burt asked if the price was negotiated. Mr. Grusendorf stated he tried to negotiate. Legislator Burt asked if the other sites will need to be purchased. Mr. Grusendorf stated the other sites will be leased. Chairman Crandall stated he sat in the meeting regarding the site and it is a critical deal. County Treasurer Terri Ross stated the Department should determine where the money is coming from and make a transfer all at one time. Legislator Healy asked Legislator Curran if he was comfortable with the deal. Legislator Curran stated yes and Legislator Healy stated he thought it was a good deal. Approval was granted on a motion by Legislator Healy, seconded by Legislator LaForge, and carried. **Refer to Ways & Means**

Adjournment

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

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

PUBLIC SAFETY COMMITTEE

October 7, 2015

NOT APPROVED

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

Others Present: M. Alger, E. Bailor, L. Ballengee, S. Boutwell, H. Budinger, R. Christman, K. Dirlam, L. Edwards, D. Fanton, B. Field, K. Graves, G. Green, L. Greene, R. Hollis, C. Ivers, B. Kelley, J. Kemp, S. Lanphier, B. LaValley, J. Luckey, D. Marsh, T. Miner, K. Monroe, B. Riehle, T. Ross, R. Scott, M. Stadelmaier, R. Starks, R. Swarthout, M. Thompson, R. Ward, R. Whitney

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

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 LaForge, and carried to approve the Public Safety Committee minutes of September 2, 2015.

Public Defender

Monthly Report

Public Defender Barbara Kelly stated it has been uneventful, and the caseloads are about the same. She attended the Chief Defender Association meeting in Rochester. One of the topics discussed was proposed legislation to have the State take over the cost of public defense. It continues to gain momentum. She stated County Attorney Tom Miner attended another meeting in Albany on Monday, October 5, 2015, regarding the same topic.

Emergency Management and Fire

Monthly Report

Director Jeff Luckey highlighted on his monthly report the cross border tabletop drill at Alfred University. They discussed the upcoming Western Region Emergency Communications, Knowledge, and Information Tests (WRECK IT). It is a simulation drill hospitals participate in where phone lines are down, and they are not getting supplies because of an ice storm. He also stated the Hazard Mitigation Grant is moving forward. He also highlighted a successful drill with the Fillmore Fire Department involving a bus accident. Legislator Burt asked if Mr. Luckey gets reimbursed for his mileage. Mr. Luckey stated he has a County vehicle with a command center in the back. Mr. Luckey asked about a Memorandum of Explanation (MOE) to accept a grant in the amount of \$52,500 that was not included on the agenda. A motion to table the MOE until the next meeting, so the Committee may have time to review the MOE was approved on a motion by Legislator Burt, seconded by Legislator Curran, and carried.

STOP-DWI**Monthly Report**

Coordinator Linda Edwards highlighted two items on her monthly report. She stated if anyone is attending the SADD Conference on October 30, 2015, please let her know so she can have an accurate lunch count. She also stated the New York State Stop DWI Foundation has applied for a grant for crack down funding. The State will be receiving a decrease in the amount of \$1 million than what they received last year. As a result, she has been advised the funding for Allegany County for the 2015 to 2016 year will be \$30,778, which is about a \$20,000 decrease to the County. However, Ms. Edwards stated it is in line with what the program has been spending. She added she will put all of this information in the form of a Memorandum of Explanation for approval after the first of the year.

District Attorney**Monthly Report**

Legislator Curran noted District Attorney Keith Slep was not present.

Probation**Monthly Report**

Director Bob Starks stated juvenile cases are down, and so are criminal cases. Legislator Graves asked what kind of training was given to the Wellsville Police Department. Mr. Starks responded juvenile detention, PINS policies and procedures, and the pre-trial program.

Weights & Measures**Monthly Report**

Legislator Curran noted Director Gilbert Green submitted a revised August monthly report along with September's monthly report. Mr. Green stated he is scheduled at the end of the month for 2 in-line meters at Saputo Dairies. They use a metering system to judge the flow of the milk. Legislator Burt asked if Mr. Green normally travels by himself, or with someone else. Mr. Green stated he usually has an intern that helps. He noted an intern just started yesterday. Legislator Burt asked if Mr. Green uses a County vehicle. He stated yes, he has a take home vehicle. Chairman Crandall stated Erie County had a report on scanners at grocery stores, and wondered if Mr. Green is responsible for checking them in Allegany County. Mr. Green responded it is something the stores do on a fee based system. Legislator Graves asked about the calibrations on the machines. Mr. Green stated the company the stores purchased them from do the calibrations.

Sheriff's Department**Monthly Report**

Legislator Burt asked if there was a good following at the Fireball Run send off at Alfred State College. Sheriff Rick Whitney stated 4 to 5 cars departed for the Fireball Run, and the crowd was about the same. Legislator Curran stated the college students plus about 100 people were there. Sheriff Whitney stated the Department had active shooter training at Genesee Valley Central School on 2 separate days. He noted it was successful, and outside law enforcement departments such as Cattaraugus County Sheriff Department, Bolivar Police Department, State Troopers, and Wellsville Chief O' Grady participated in the training. Legislator Burt noted in the past Weekend inmates were taking up cell space, and noted on this month's report it doesn't seem to be the case. Sheriff Whitney stated some are coming in during the week instead of the weekends because of their work schedules. Legislator Burt also noted the Sheriff's Department is down 450 hours of payroll overtime.

Accept and Appropriate Funds for ACT II Batters Program

Sheriff Rick Whitney requested a resolution to accept and appropriate \$15,925 from Accord Corporation for the continuation of the ACT II Batters Program. The funds should be appropriated as follows:

Appropriation #	A3117.449	\$15,925
Revenue #	A3117.2260.00	\$15,925

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

Accept and Appropriate Amendment of ICE Inmate Housing Contract

Sheriff Whitney requested approval of an amendment to the Immigration and Custom Enforcement (ICE) inmate housing contract to purchase computer and recreational equipment to be used by ICE and other inmates housed in the Allegany County Jail in the amount of \$28,700. ICE would reimburse the total amount upon being invoiced.

Appropriation #	A3150.201	Jail - Office Equipment	\$ 3,141
	A3150.210	Jail - Equipment Other	<u>\$25,559</u>
		Total:	\$28,700
Revenue #	A3150.4389.00	Federal Other	\$28,700

Legislator Burt wanted clarification that both the exercise equipment and the computers are for the inmates to use. Sheriff Whitney stated yes, the Law Library will be on the computers. Legislator Burt also asked what type of access the inmates would have. Sheriff Whitney stated they would not have access to the internet. Currently there is one place for the inmates to access the law library. With these funds, computers would be placed in every Pod reducing the amount of inmate movement. Legislator Burt asked if inmates would be able to use the computers to write letters. Sheriff Whitney responded it may have basic word processing, but they would mainly be used for the Law Library. Again, it was noted the inmates would not have access to the internet. Legislator Curran asked about the amount of exercise equipment. Sheriff

Whitney stated each Pod would receive the same exercise equipment. Currently the inmates only have a basketball hoop and a pull up bar. Approval was granted on a motion by Legislator Healy, seconded by Legislator LaForge, and carried. **Refer to Ways & Means**

Permission to Fill Deputy Sheriff Position and Corrections Officer Position

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 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 Healy, and carried. **Refer to Ways & Means**

New Business

Allegany County EMS Council

Allegany County EMS Council Chairman Mae Stadelmaier addressed the Committee about space issues they are experiencing as a result of Emergency Management and Fire Services moving into the Crossroads Center. She stated they need the space back, especially for testing. Chairman Crandall thanked the Council and Emergency Responders for coming to the meeting. He noted there were 766 emergency calls, not including the fire department, that went out from August 24, to September 28, 2015, and the volunteers are the ones who responded. He stated there has been a "domino effect" with the space needs. Because of the expansion of emergency communications, the Emergency Management and Fire office moved to the Crossroads. In turn, that took some of the space EMS Council was using. He stated the letter that Linda Botens sent on behalf of the Council asked for immediate and final solutions. He noted he was not sure how immediate the solution will be. He stated the long-term plan is to have more space. Chairman Crandall added he was handed information by Emergency Management and Fire Director Jeff Luckey regarding a space needs assessment and pictures of spaces. Chairman Crandall stated he hopes to have the issue taken care of soon, so reasonable space is available for everybody.

EMS Council member Scott Lanphier stated there are 3 people in the County that are certified to teach Emergency Medical Technicians (EMTs). It is a great concern to him to make sure the instructors have adequate space to teach the classes. Sometimes the classes are held in a small space. They teach about 60 to 70 EMTs a year. He stated the instructors have experienced disruption, including not being able to access their carts, and having their equipment and materials displaced. Mr. Lanphier stated they use every space they have, especially during testing. He noted the instructors have to write the State if they don't have adequate space to test. The State can then decide to let them test out anyways, or the State can say no. Testing for the current class is to begin by December 2015. The test includes a practical skills section where 7 to 9 stations are set up in separate rooms. The concern is they do not have enough rooms to have all the stations. The students are escorted from one station to another. He noted at one point in time the first office was available. He was not sure if this was still an option to meet everyone's space needs. He asked if they can have that space back, and move Mr. Luckey. Chairman Crandall stated he can't make that decision right now. The County and the IDA have to work on the issue. Legislator Burt suggested renting hotel rooms as a short-term solution for the testing space. The instructors commented it would be too difficult to move the equipment needed for testing. Planner Kier Dirlam stated they have made extra offices available at the Crossroads for testing. He also stated the Department of Transportation

just moved out of their office last week, and that may be space someone can use. Mr. Lanphier stated Mr. Luckey has tried to work with them to figure out the space needs. He also used the analogy that it wouldn't be fair if the Office for Emergency Services was moved into the Department of Social Services until the space needs were figured out. Mr. Lanphier inquired if they have to pay for the space at the Crossroads Building, and they have half the space now, can they use some of the rent money for other classes.

Legislator Healy also thanked those attending the meeting for their sacrifice and their families' sacrifices. He asked if the EMS Council was asked for their input before Emergency Management and Fire moved to the Crossroads Building. Mr. Lanphier stated no. Mr. Healy asked if the space is suitable as a long-term solution to their space needs. Mr. Lanphier stated yes with what they had prior to the Office of Emergency Services moving into the Crossroads. Mr. Luckey wanted to clarify that since he knew in March of the potential of his office moving to the Crossroads, he has communicated with the EMS instructors and staff, but not the council about the possibility of moving. Ross Ward commented the move of the Office for Emergency Services from the jail was probably preplanned in the last two years. He questioned why there was a sudden move, and there wasn't enough adequate space for everyone. Chairman Crandall stated it was not two years, but they knew it was coming. Legislator Healy stated it started with the additional funding for 911 and the Broadband grant.

Legislator Curran stated he was at the Crossroads this morning, and noticed there were empty spaces on the wall and things were recently moved from Mr. Luckey's office. He stated if they had equipment in the first office, why were the items moved and put in the educational room. The instructors responded the cabinets were moved for easier access during class. Also, needles and medications need to be under lock and key. Legislator Curran asked if the EMS Council could do an analysis of the space they rent, and reconfigure that space still using Board rooms at night for testing. He requested the EMS Council to get the plan to the Committee by Tuesday, October 13, 2015. Legislator Curran requested everyone to think about possible solutions.

Good of the Order

County Attorney Tom Miner believes the issue Legislator Graves wanted to address would be better discussed during the next Committee of the Whole meeting. Legislator Graves agreed to wait until the next Committee of the Whole meeting.

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 12:10 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

November 4, 2015

NOT APPROVED

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

Others Present: M. Alger, D. Decker, K. Dirlam, L. Edwards, M. Evans, D. Fanton, K. Francisco, K. Graves, K. Hooker, C. Ivers, C. Jessup, B. Kelley, C. Knapp, J. Luckey, K. Monroe, D. Pullen, D. Root, T. Ross, K. Slep, R. Scott, R. Starks, R. Swarthout, R. Whitney

Media Present: No media present.

Call to Order: The meeting was called to order at 11:08 a.m. by Public Safety Committee Chairman Phil Curran.

Approval of Minutes

Under Weights and Measures Monthly Report:

Director Gilbert Green would like to amend the minutes on page two under his monthly report to say, "Chairman Crandall stated Erie County had a report on scanners at grocery stores, and wondered if Mr. Green is responsible for checking them in Allegany County. Mr. Green responded ~~it is something the stores do on a fee based system.~~ Erie County has a fee based system, but he checks them in Allegany County if he receives a complaint." A motion to approve the change to the minutes was made by Legislator McGraw, seconded by Legislator Healy, and carried. A motion was made by Legislator Healy, seconded by Legislator Curran, and carried to approve the Public Safety Committee minutes of October 7, 2015 as amended.

Public Defender

Public Defender Barbara Kelly submitted her monthly report. She noted there was nothing outstanding to report, and was willing to answer any questions.

Emergency Management and Fire

Director Jeff Luckey noted his office has moved to a different suite at the Crossroads building. EMS has been returned to their previous space. He thanked Planner Kier Dirlam for working out the space issue. Legislator Healy commented he took a tour of the changes at the Crossroads building. He noted it is a vast improvement, but doesn't think it is a permanent fix. Legislator Healy thanked Mr. Luckey for the tour. Mr. Luckey reported they had fourteen people participate in the swift water drill, and he anticipates having the drill every year. Mr. Luckey thanked the Rushford Lake Association for allowing them to use the lake for the drill.

Legislator Decker commented on Mr. Luckey's monthly report. He noted on October 19, 2015, Mr. Luckey participated in a New York State conference call for Storm/New York. Legislator Decker reported they sent a resolution forward to New York State Electric and Gas (NYSEG). He said it is a multi-million dollar money grab by the Governor to set up weather stations every twenty-five miles throughout New York State. Legislator Decker is opposed to sending any representative from Allegany County to this conference. He added the Governor is complaining about Superstorm Sandy, when they had advanced notice about that storm. He said the County should not be participating in any shape or matter. Legislator Decker noted

there are weather stations in the State that do an adequate job. Legislator Decker stated in his opinion they should not be wasting time on the phone about this issue.

Accept and Appropriate SHSP 2015 Grant

Mr. Luckey requested a resolution to accept and appropriate the SHSP 2015 Grant in the amount of \$52,500. The funds should be appropriated as follows:

Appropriation #	A3656.207	Trailer Mounted Generator to Assist with Power Outages in Local Government Agencies	\$25,500
	A3656.207	Personal Protective Gear for DCs, FIs, HMs	\$10,000
	A3656.207	Assist with Medical Gear Bags for the Sheriff's Department	\$ 1,500
	A3656.207	Support Pictometry (Aerial Photography Images)	<u>\$14,500</u>
		Subtotal:	\$51,500
	A3656.416	Sustain the Director's Cell Phone	<u>\$ 1,000</u>
		Total:	<u>\$52,500</u>
Revenue #	A3656.3306.EM15	State Aid HS FY2015 SHSP Grant #C969150	\$52,500

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

Accept Emergency Management Performance Grant 2015

Mr. Luckey requested a resolution to accept the contract for the FY 2015 Emergency Management Performance Grant in the amount of \$23,417. This grant is used to off-set salary costs within the office of Emergency Management in regards to mitigation, preparing, planning, and recovery from man-made and natural disasters. The County has participated in this program for over twenty years. The appropriate budget adjustments will be handled in the resolution adjusting the 2016 Tentative Budget. The request was approved on a motion by Legislator Healy, seconded by Legislator McGraw, and carried. **Refer to Ways & Means**

STOP-DWI

Coordinator Linda Edwards highlighted two things on her monthly report. She attended the Highway Safety Symposium in Binghamton, New York, in mid-October. Ms. Edwards stated it was a great conference, and well attended. She noted an important issue to come out of the meeting was funding for the Crackdown Grant. For 2015 to 2016 the funding was reduced, and for 2016 to 2017 it will change to a formula based program. The formula will be based on crash statistics, number of arrests during crack downs for DWI, and a number of other factors. She noted since the County's numbers are low they may have problems receiving funding, but she won't know for another year. She said the County has a little over \$30,000 in funding for the current year. She met with the Sheriff's Office and local police departments at a recent crackdown, and advised them of this issue. She said they are doing everything they can do. Legislator Decker asked how the patrol went on Friday and Saturday nights. Ms. Edwards said they were only out on Friday night from 7:00 p.m. to 3:00 a.m. She stated they had one driving while intoxicated (DWI) arrest. She added her overall DWI arrests are down, which is great because they are educating, and people are making better choices. However, it is not good for the statistics for the grant. Legislator Curran noted it is a good statistic to have down, even though they may take a financial decrease. Ms. Edwards agreed the County may have fewer

arrests, but the Community is safe. She added in the last several years there have been no deaths to report. Legislator Healy noted that is quite an improvement since he was first employed with the State Troopers. He said they averaged about one fatality a month that was alcohol related. District Attorney Keith Slep added the State uses statistics to help larger counties. He said it is penalizing those who are doing a good job and preventing things. He suggested writing a letter to the State Representatives and the Governor stating they don't believe the entire grant should be based on statistics. Legislator Decker thanked Mr. Slep for his comments supporting Ms. Edwards.

Ms. Edwards reported the SADD conference was on Friday, October 30, 2015. Sixty-seven students attended, with a total of One Hundred Four people attending. The topic was on suicide. She noted a representative from Congressman Tom Reed's office, a representative from Senator Cathy Young's office, and Legislator Healy were in attendance for part of the day. Ms. Edwards reported overall the conference went well. Legislator Healy commented Ms. Edwards did a great job, and he enjoyed the program.

District Attorney

District Attorney Keith Slep stated he submitted his report. He added that representatives from the Sheriff's Office, Probation, and he went to Alfred University to attend a Homeland Security presentation on synthetic drugs. The County was supposed to have a five to ten minute question and answer period; however, Homeland Security never showed up, so the County was the program. Mr. Slep wanted to thank Sheriff Whitney, Legislator Tim O'Grady, and Probation Director Bob Starks for doing a great job, and it was well received. Probation Director Bob Starks noted the presentation was before the October Public Safety Committee, so nothing was reported last month about the event.

Probation

Director Bob Starks noted one thing that was omitted from the monthly report was the Alternatives to Incarceration Advisory Board quarterly meeting held on October 28, 2015. He also attended the SADD conference for part of the day. Legislator Curran asked if there was anything unusual to report, and Mr. Starks said no. Mr. Starks added as of October 31, 2015, Keith Scheible in Wellsville, New York, will no longer provide services for Smart Start which is part of the Ignition Interlock Program. He said Dan Mesler in Bolivar, New York, will provide that service now, so they will still have two vendors in the County. For Kids Auto in Belmont, New York, is the other provider. Mr. Starks has called Mr. Mesler, and left a message to confirm he is going to provide this service. Legislator Healy asked if other counties are on board with this program. Mr. Starks said they may not have an installation site in their counties, but they all have to do this. Mr. Starks added the County will still be reimbursed \$135 per case from October 1, 2015, to September 30, 2016. This is for the cost of supervising and monitoring the Ignition Interlock Program. Legislator Curran asked how much it costs for installation. Mr. Starks said most of the defendants are ordered to pay for them, but some may have the fee waived or only have to pay a percentage of the cost. Legislator LaForge asked if there was a detection system that can be installed in vehicles for narcotics. Mr. Starks responded not to his knowledge.

Permission to Fill Probation Supervisor

Mr. Starks requested approval to fill a Probation Supervisor Position (PEF, Grade 8, Step 6), and fill any subsequent vacancies created by filling this position. The Probation Supervisor oversees the work of Probation officers in the Department as well as handling

special duties that are assigned to the Supervisor by the Probation Director. The request was approved on a motion by Legislator McGraw, seconded by Legislator Curran, and carried. **Refer to Ways & Means**

Budget Transfer

Mr. Starks requested a budget transfer to replace four desktop computers and four laptop computers in the amount of \$5,600. The computers are used every day by staff, and are over four years old. Legislator Graves asked if the money is budgeted. Mr. Starks replied yes, he is requesting a transfer from one account to another.

From: A3140.413 – Rentals \$5,600 To: A3140.201 – Equipment \$5,600

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

Weights & Measures

Director Gilbert Green was unable to attend because he was hosting a training.

Sheriff's Department

Sheriff Rick Whitney submitted his monthly report, and was willing to answer any questions. Legislator Curran noted Sheriff Whitney received several letters and certificates for the program at Alfred University. Sheriff Whitney said the Task Force on Heroin Addiction in Olean, New York, went well. He noted they need treatment beds and half-way facilities in our area. Sheriff Whitney stated he spoke with State Assemblyman Joe Giglio, and he will contact Sheriff Whitney about a plan to address this issue. Sheriff Whitney reiterated they really need treatment facilities. Legislator Curran asked if there was any glaring situation or problems. Sheriff Whitney stated overtime has evened out, and everything seems to be going well. Legislator Healy asked if there was anything to report on the 911 center. Sheriff Whitney stated it is moving along pretty well. Legislator Healy asked if there were any other issues with 911. Sheriff Whitney said overtime has been an issue, but the part-time dispatchers have been filling the gaps. He is hoping next year hiring the full-time dispatchers will help. Legislator Healy asked if the quality of service was good. Sheriff Whitney stated he has not heard of any complaints. Legislator Curran asked about eviction proceedings, specifically how does a landlord get through the process to where the Sheriff's Office evicts someone? Sheriff Whitney reported it starts out in a local court, and the landlord files a small claim. If the person does not leave, the Judge will order an eviction notice, and then it comes to the Sheriff's Department. He added it is a long process before it gets to the Sheriff's Department. Legislator Healy thinks there is a publication available at the town clerk's office on how to go through the process.

Proposal from Tetra Tech to Update County's Hazard Mitigation Plan

Emergency Management and Fire Director Jeff Luckey noted the Hazard Mitigation Committee has been working through the process. He noted Tetra Tech is a company they would like to pursue to assist in updating Allegany County's Hazard Mitigation Plan. He added they are working out the details on how to piggyback off another county's bid. Mr. Luckey wanted to make this committee aware of the proposal, and is hoping to bring a Memorandum of Explanation to Resource Management for approval.

There being no further business to come before the committee, the meeting was adjourned at 11:42 following a motion by Legislator McGraw, seconded by Legislator LaForge, and carried.

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

PUBLIC SAFETY COMMITTEE

December 2, 2015

NOT APPROVED

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

Others Present: M. Alger, H. Budinger, D. Decker, L. Edwards, M. Evans, D. Fanton, K. Graves, G. Green, S. Grusendorf, A. Guyot, R. Hollis, C. Ivers, C. Jessup, B. Kelley, K. LaForge, J. Luckey, T. Miner, K. Monroe, D. Pullen, B. Riehle, D. Root, T. Ross, R. Scott, K. Slep, R. Starks, R. Swarthout, R. Whitney

Media Present: No media present.

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 Healy, seconded by Legislator Curran, and carried to approve the Public Safety Committee minutes of November 4, 2015.

Public Defender

Monthly Report

Public Defender Barbara Kelley submitted her monthly report and asked if anyone had any questions. She noted things are stable, and the caseload is about the same as last year. Legislator Curran asked what ineligible means on her report. Ms. Kelley responded it is individuals who make too much money. She added most individuals who apply for services are eligible. The State is also working on standardizing the eligibility guidelines. She believes when this happens, there will be an increase in the people who will be eligible for services. Ms. Kelley asked if they could schedule a special meeting to discuss some issues regarding the Conflicts Office and Assigned Counsel. Legislator Curran replied yes, and will look at dates to have a special meeting.

Emergency Management and Fire

Monthly Report

Director Jeff Luckey stated he would like to highlight some items on his monthly report. Mr. Luckey said he added three new Fire Investigators; they are Brian Goodridge from Alfred Station Fire Department, Chris Plummer from Belmont, and Scott Kenyon, the current Deputy Coordinator. He attended the New York State Arson Seminar and Workshop at the New York State Fire Academy. Mr. Luckey also attended the Regional Fire Administrator's meeting at the Fire Academy. He also met with Senator Chuck Schumer in Alfred. Mr. Luckey noted Alfred Fire Department did a great job hosting the meeting. Many Allegany County Fire Departments have received funding for equipment and other needs since the program's inception. Senator Schumer wants to maintain funding to allow more departments access to the critical funds. Legislator Curran said it was an interesting meeting. Mr. Luckey distributed the Damages Required for Disaster Declaration. It is a guideline, and Allegany County has to have at least \$174,000 in damages, and New York State needs a total of \$27,323,124 in damages in order to have a federal declaration. Mr. Luckey said the July storm that affected the towns of Grove,

Allen, and Granger met the County threshold, but New York State fell well below their limit. So, there wasn't any federal funding for that storm. He added Senator Cathy Young was looking for the State to release some funds for that storm damage, but he hasn't heard anything.

STOP-DWI

Monthly Report

Coordinator Linda Edwards stated she did not have a lot to report. She said she was asked to speak at the 4-H Club in Pike about Driving While Intoxicated (DWI) and bicycle safety, and it was well received. As a result of that presentation, she is going to talk to the Pike Junior Firemen about DWI tonight. Ms. Edwards said the DWI Christmas tree is up, and there will be cookies and wassail on December 14, 2015.

District Attorney

Monthly Report

District Attorney Keith Slep said he did not have anything to report. He thanked the Sheriff's Office for providing a place for the Traffic Diversion Program. Legislator Curran asked if there was any big funding news for 2016. Mr. Slep said his funding is continuing, and he did not foresee any big surprises.

Probation

Monthly Report

Director Bob Starks noted he did not have anything to add to his monthly report. He reported the annual State Aid Plan was submitted in May, and approved in November.

Weights & Measures

Monthly Report

Director Gilbert Green stated he hasn't found any skimmers, and they are still looking. Legislator Burt asked about the credit card training session. Mr. Green said a skimmer is something a person puts inside a credit card reader and the rest of the pump so they can get your credit card number. They will make their own credit cards with those numbers, or sell them to someone who will. Legislator Burt asked if it was something you can see from the outside. Mr. Green said yes there is one you can see from the outside, but the rest you can only see from the inside. He said seven stations around New York State have found skimmers. Legislator Healy asked if he can do the same thing with Automatic Teller Machines (ATMs). Mr. Green replied no; he doesn't cover ATMs. He noted sometimes criminals use cameras above the ATM to get your credit card numbers. Legislator Graves commented it was an interesting training.

Legislator Curran asked if Mr. Green finds much on fuel samples. Mr. Green replied one time the truck driver dropped a load in the wrong tank. He also reported that in Andover, one place switched over from gas and gas to gas and diesel, and they had a single vent port. When they filled up the gas, it would run into the diesel. Luckily, there hasn't been any damage to vehicles. Also, Mr. Green reported he failed one scale at Giant, and they fixed it the next day.

Sheriff's Office

Monthly Report

Sheriff Rick Whitney noted he submitted his monthly report, and was willing to entertain any questions. Legislator Decker asked if there was any way to gauge the survivor rate of the pheasants in the Pheasant Program. Sheriff Whitney said there really isn't a way because they do not tag the birds. He said people have reported seeing chicks in the spring, but it is hard to tell if they are part of the program because they are not tagged. Legislator Decker asked if the pheasants were released in different areas. Sheriff Whitney said yes they are released in Fillmore, Cuba, Almond, and Bolivar. He said they released about 1,500 pheasants this year. Sheriff Whitney noted it is hard to find landowners willing to have pheasants released on their property because they have to allow open hunting all the time. Legislator Curran asked if the pheasants can be released on State or County land. Sheriff Whitney said yes, it would have to go through the Pheasant Board because they go out and look at the land to make sure it is a good habitat. Legislator Burt asked if the program has a positive effect on the inmates. Sheriff Whitney said yes, and it brings business into the County. Legislator Burt asked if there was anything negative about the program; Sheriff Whitney said no.

Legislator Burt asked about Shop with a Cop and Beard for Bucks. Sheriff Whitney said Shop with a Cop is an annual event. Officers from all over Allegany County go to Kmart and take kids referred by the Department of Social Services shopping. The Beards for Bucks started because a few years ago, the officers asked if they could grow beards for hunting season. He originally said no, but then he said they could if they donated \$25 for Shop with a Cop. The officers can grow beards from October 1 to December 31. About 40 officers participated this year, generating \$1,000 in donations. There is also a contest of who has the best beard, and the winner gets their \$25 back.

Permission to Fill Corrections Officer

The Sheriff's Office requested to fill one full-time Corrections Officer (Council 82, Local 3989 Bargaining Unit, Step 0) position due to the resignation of a Corrections Officer. Legislator Burt asked if the position was needed, or could they save money. Sheriff Whitney said the position is needed. The request was approved on a motion by Legislator Healy, seconded by Legislator McGraw, and carried. **Refer to Ways & Means**

Accept and Renew Inter-Municipal Agreement with Monroe County

The Sheriff's office requested to renew the Inter-Municipal Agreement with Monroe County to provide jail security services for Allegany County inmates at the Rochester Psychiatric Center Forensic Unit. Allegany County will pay Monroe County \$140 per inmate per day. The term of the contract is January 1, 2016, to December 31, 2020. The contract has been reviewed by the County Attorney and County Treasurer. Sheriff Whitney stated it is a renewal of a current contract. The request was approved on a motion by Legislator McGraw, seconded by Legislator Healy, and carried. **Prepare Resolution**

Appointments to the Fire Advisory Board Committee

At the November 19, 2015, Fire Advisory Board meeting, the following people were nominated to serve on the Fire Advisory Board from January 1, 2016, to December 31, 2016:

Kevin Gagne – Alfred
Judson Stearns, Jr. – Alfred Station
Paul Edwards – Allentown

Gerald Gayford – Fillmore
Carl Greene – Friendship
Loren Luzier – New Hudson

Emily Ormsby – Almond
Brian Ennis – Andover
Rick Abbott – Angelica
David Jennings – Belfast
Brandon LaValley – Belmont
Terry Richardson – Bolivar
Scott Kenyon – Canaseraga
John Wilson - Cuba

Sherman Gage – Richburg
Dan Metcalf – Rushford
Tim Voss – Short Tract
David Sweet – Wellsville
Dennis Graves – Whitesville
LeRoy Ives – Willing
Alan Mills – Wiscoy-Rosburg

Clerk of the Board Brenda Rigby Riehle requested a resolution to appoint these people to the Fire Advisory Board for a one-year term of office commencing January 1, 2016, and expiring December 31, 2016. The request was approved on a motion by Legislator Healy, seconded by Legislator LaForge, and carried. **Prepare Resolution**

Appointments to the Traffic Safety Board

The Traffic Safety Board requests the Board of Legislators to appoint/reappoint the following individuals for a three-year term on the Traffic Safety Board commencing January 1, 2016, and expiring December 31, 2018:

Jay Ballard
Kevin Demick
Guy James
Brian Perkins
Tim Walsh

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

Building Security

Legislator Decker said in April, the Legislators proposed a resolution regarding building security. He said Legislator Philip Curran, Lieutenant Shawn Grusendorf, Sergeant Andy Bigelow, Deputy Clark Brown, and he recently had a meeting to discuss building security. He reported there are two metal detectors, but only one x-ray machine. So, they would have to purchase one more x-ray machine. Legislator Decker asked if the current x-ray machine has a service contract or has it been upgraded. Mr. Grusendorf didn't know the status, but would find out.

Legislator Decker also said there a quite a few people who have retired or are no longer County employees, and they still have keys to the building. He noted the exterior locks have to be changed. He said there are some people who come to work early and/or stay late. These individuals would have swipe cards and would have to enter a designated door during non-business hours. This door is located on the lower floor of the Courthouse, and has a camera to monitor who is going in and out. They could also be made time sensitive. Legislator Decker said they discussed the doors near the metal detectors having the ability to magnetically lock. Legislator Decker said Mr. Brown would like to schedule a hostage/building lockdown/active shooter drill on a holiday. They feel it is necessary to conduct this drill to get everyone trained.

Legislator Decker distributed a proposed resolution requiring all visitors and County employees to be screened. Legislator Graves asked if County Attorney Tom Miner has seen the resolution. Legislator Decker said Mr. Miner prepared it as a preliminary one. Legislator

Decker said it may have to be done in steps because they need to put things in place. Legislator Curran said there will only be two entries for employees and the public. He noted everyone has to go through security when they come in the building during business hours. Legislator Healy asked about Court employees. Legislator Curran said they can use the swipe cards during non-business hours. Legislator Curran stated that their plan is for everyone to be screened when the building is open.

Legislator Healy commented that there is another building security issue; the control desk downstairs needs to be addressed. He believes the Deputies behind the desk can't get out from behind the desk if there is an incident. Legislator Curran agreed the space downstairs would have to be rearranged. Legislator Healy asked about security outside and around the County grounds. Legislator Curran said they are not going to address this issue at this point. Legislator Healy noted Legislator Graves had previously headed a subcommittee on building security, and wondered if they had talked with him. Legislator Graves said the cameras were deficient at one point. Mr. Grusendorf reported they have been upgraded. Legislator Healy suggested examining and discussing these issues some more before moving forward. Legislator Healy is not against the resolution, but believes a comprehensive plan would be better. Legislator Curran said it will need to be implemented, and there will be more research and trial and error.

Chairman Crandall talked about security at the State level. People who have swipe cards at the State have an express lane, and don't have to go through the whole screening process. He thought this may be practical for everyday employees. Legislator Decker commented yes it may be practical, but someone can come back from lunch with a weapon. He wants to protect employees and the public to the best of their ability. Chairman Crandall asked about the cost. He said at one point it was \$100,000 for cameras, and there was no action taken at the time. Legislator Curran thought that cost was for a full building security system. He said the cost would be to redo the lobby and get another x-ray machine. Legislator Jessup wondered about a higher reoccurring expense every year.

Legislator Burt commented it is unfortunate to live in these times where this is important. He believes they are ethically responsible to deter any attack, and if they don't act then they are being negligent. They need to do everything they can to slow down someone, and he will support whatever needs to be done. Sheriff Whitney commented at some point they have to make a decision whether the building is secure or not. Legislator Healy agreed with the Sheriff. Public Defender Barbara Kelley asked about County employees that work at other locations. Legislator Curran said it doesn't affect them unless they come to the County building. Legislator Decker said they are looking at the County Office Building because that is where most of the County employees work. County Treasurer Terri Ross would like them to consider the employee traffic flow. There are a lot of employees, and some of the County offices are not easy to get to. Emergency Management and Fire Director Jeff Luckey noted they should not just rely on the equipment, but educate people to look at situations before something happens. Deputy County Administrator/Personnel Officer Bobby Budinger requested the resolution be very clear cut and concrete. He noted it will have to apply to everyone. District Attorney Keith Slep was concerned about the judges and attorneys going through security. He thinks the Office of Court Administration will not be in favor of this. Commissioner Rick Hollis commented employees should wear their identification badge all the time, so you know who is a County employee. Legislator Healy asked what other counties have for building security. Mr. Grusendorf said Steuben and Cattaraugus County have everyone go through security. Legislator LaForge suggested looking into Schuyler County's building security because they had an incident about fifteen years ago.

Good of the Order

Legislator Burt stated he visited a wonderful museum in Bethel, New York. He noted on one of the walls there is a letter from the Allegany County Sheriff's Department from 1969. Legislator Burt said the letter was from Sheriff Burdick, and it said the Sheriff's Department staff was not trained in riot control, and they could not help.

Adjournment

There being no further business to come before the committee, the meeting was adjourned at 11:57 following a motion by Legislator Burt, seconded by Legislator McGraw, and carried.

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