

STEBEN COUNTY PUBLIC SAFETY & CORRECTIONS COMMITTEE

Monday, June 5, 2017

9:00 a.m.

Legislative Committee Room
Steuben County Office Building
Bath, New York

****MINUTES****

COMMITTEE:	Dan C. Farrand, Chair Kelly H. Fitzpatrick	Aaron I. Mullen, Vice Chair Steven P. Maio	Eric T. Booth
STAFF:	Jack K. Wheeler Jennifer Prossick Jim Allard Shawn Shutt Kris Kester	Tina Goodwin Cheryl Crocker Phil Roche Brian Logsdon	Ken Forenz Alan Reed Brooks Baker Dean Swan
LEGISLATORS:	Carol A. Ferratella Gary B. Roush	Hilda T. Lando Scott J. Van Etten	John V. Malter
OTHERS:	Mary Perham		

I. CALL TO ORDER

Mr. Farrand called the meeting to order at 9:00 a.m. and asked Mr. Roche to lead the Pledge of Allegiance.

II. APPROVAL OF MINUTES

MOTION: APPROVING THE MINUTES OF THE MAY 1, 2017, MEETING MADE BY MR. MULLEN, SECONDED BY MS. FITZPATRICK. ALL BEING IN FAVOR. MOTION CARRIES 5-0. (MR. BOOTH ABSENT FOR VOTE)

III. DEPARTMENTAL REQUESTS

A. District Attorney

1. **Contingent Fund Transfer** – Mr. Baker requested a transfer of \$100,000 from the Contingent Fund to cover expert testimony, investigative costs and other related expenses. Mr. Wheeler stated that during the Clayton trial, we had a special prosecutor and we did pay those costs. When he did the budget last year, he had included an additional \$5,000 for special prosecution. All told, we have \$45,000 of costs to Chemung County for that trial. He stated that Mr. Baker is also handling a number of high profile murder trials as well. Mr. Van Etten asked does this transfer cover all of the up-to-date costs? Mr. Baker replied he has estimated to the best of his ability what the costs may be.

MOTION: AUTHORIZING A TRANSFER OF \$100,000 FROM THE CONTINGENT FUND TO THE DISTRICT ATTORNEY'S OFFICE TO COVER COSTS RELATED TO EXPERT TESTIMONY, INVESTIGATIVE COSTS AND OTHER RELATED EXPENSES MADE BY MR. MULLEN. SECONDED BY MR. MAIO. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

B. Emergency Management Office

1. **Acceptance of Round 5 Interoperable Communications Grant** – Mr. Forenz requested authorization to accept the Round 5 Interoperable Communications Grant of \$862,857. This is a two-year grant. Mr. Mullen asked for an explanation in the budget plan of converting radio systems to IP. Mr. Forenz replied we

will be converting the Public Works radios over to IP so that they will be tied into the current system. Mr. Mullen asked what happens if there are internet problems? Mr. Forenz replied we have the fiber and microwave networks as backup.

Mr. Van Etten asked for an explanation of why it will cost \$450,000 to upgrade the core. Mr. Forenz replied the core is the brains of the radio system. We have set the system up so that we have redundancy. The upgrade will allow us to have the capability of being able to back up Chemung County. Chemung County is also working on having the ability to back us up as well. Mr. Van Etten asked is there any county cost? Mr. Wheeler replied this is all being done with grant funding. Mr. Forenz stated the grant starts January 1, 2017 and runs for two years. Mrs. Lando asked will there be any ongoing cost to keep the system current? Mr. Forenz replied there may be some equipment upgrades, but mainly just standard maintenance.

MOTION: AUTHORIZING THE DIRECTOR OF THE EMERGENCY MANAGEMENT OFFICE TO ACCEPT THE ROUND 5 STATEWIDE INTEROPERABLE COMMUNICATIONS GRANT IN THE AMOUNT OF \$862,857 MADE BY MR. MAIO. SECONDED BY MS. FITZPATRICK. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

2. **Contract Renewal** – Mr. Forenz requested authorization to renew the contract with Occustar to provide hazmat physicals for the Corning City Fire Department. This is a three-year contract. The cost for year one is \$3,900; year two is \$4,100; and year 3 is \$4,300.

MOTION: AUTHORIZING THE DIRECTOR OF THE EMERGENCY MANAGEMENT OFFICE TO RENEW THE CONTRACT WITH OCCUSTAR TO PROVIDE HAZMAT PHYSICALS FOR THE CORNING CITY FIRE DEPARTMENT AT A RATE OF \$3,900 FOR YEAR ONE, \$4,100 FOR YEAR TWO AND \$4,300 FOR YEAR THREE MADE BY MR. MULLEN. SECONDED BY MS. FITZPATRICK. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

C. Sheriff's Office

1. **Commendations** – Sheriff Allard asked Sgt. Shawn Shutt to come forward. He presented Sgt. Shutt with a commendation in recognition of his exemplary performance, professionalism and commitment to duty related to his response to the vehicle crash on May 17, 2017 involving Trooper Foley. As a side note, Sgt. Shutt is also receiving a commendation from the New York State Police Superintendent Beech, upon the recommendation of a resident who witnessed the crash and the response of Sgt. Shutt.

Sheriff Allard asked Sgt. Brian Logsdon to come forward. He presented Sgt. Logsdon with a commendation in recognition of his exemplary performance, professionalism and commitment to duty related to his response to the vehicle crash on May 17, 2017 involving Trooper Foley.

Sheriff Allard stated for the past couple of years, the Sheriff's Deputies and the Corrections Officers can vote for the individual that they determine to be Deputy of the Year or Corrections Officer of the Year. He asked Deputy Dean Swan to come forward. He stated there are four core principles that the Department follows: professionalism, integrity, leadership and service to community. Deputy Swan is this year's recipient of the Deputy of the Year Award. Deputy Swan was the first responder on scene at the Clayton residence. He also is the only DRE (Drug Recognition Expert) in the County.

Sheriff Allard asked Officer Kris Kester to come forward. Officer Kester is a Corrections Officer in the Jail and has been voted by his peers as this year's recipient of the Corrections Officer of the Year Award. Officer Kester is also the Vice President of the Bath Ambulance Corps and provides our yearly first aid training in the Jail.

2. **Acceptance of Furniture Donation from Corning, Inc.** – Sheriff Allard requested authorization to accept a donation of furniture from Corning, Inc. The total value is under \$1,000 and consists of tables and chairs that we will use in the Jail and our training room.

MOTION: AUTHORIZING THE SHERIFF TO ACCEPT A DONATION OF FURNITURE WITH A VALUE OF LESS THAN \$1,000, FROM CORNING, INC. MADE BY MR. MULLEN. SECONDED BY MR. MAIO. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

3. **Budget Transfer for STOP DWI Grant** – Sheriff Allard requested authorization to transfer \$5,000 from the STOP DWI Crackdown grant to contracted expenses to pay those agencies who participate in the STOP DWI program.

MOTION: AUTHORIZING THE SHERIFF TO TRANSFER \$5,000 FROM THE STOP DWI CRACKDOWN GRANT TO CONTRACTED EXPENSES TO PAY THOSE AGENCIES WHO PARTICIPATE IN THE STOP DWI PROGRAM MADE BY MR. MULLEN. SECONDED BY MS. FITZPATRICK. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

4. **Court Security for Towns/Villages** – Sheriff Allard informed the committee that he received a request from the Towns of Dansville and Hornellsville to provide court security. He would propose providing enhanced enforcement to those town and/or village courts that request it, reimbursable at an hourly rate.

MOTION: AUTHORIZING THE SHERIFF TO CONTRACT WITH TOWNS AND VILLAGES WHO REQUEST COURT SECURITY SERVICES, TO BE REIMBURSABLE AT AN HOURLY RATE MADE BY MR. MAIO. SECONDED BY MS. FITZPATRICK FOR DISCUSSION.

Mr. Farrand asked would you only be providing security for times when violators are issued tickets and are not already in custody? Sheriff Allard replied we would provide security for the entire court session, especially on DA days. Mr. Farrand stated his issue is with the number of courts we have.

Mr. Booth asked not all of the towns and villages have asked? Sheriff Allard replied no, only Dansville and Hornellsville. He stated that he thinks it is a win-win for everyone. If they want to pay for those services, we can provide those services and it keeps the courts secure. Mr. Mullen asked what will happen if all of the towns and villages want this service? Sheriff Allard replied we will provide what we can.

Mr. Farrand asked what would be the dollar amount? Sheriff Allard replied it would be the Deputy's hourly rate plus fringe. With the Town of Erwin, there is also a 10 percent administrative fee, however, he would not include that. He commented that contract was negotiated under the previous administration.

Mr. Maio asked will you charge an hourly rate or a per diem rate? Sheriff Allard replied it will be an hourly rate and will depend on the Deputy and their overtime rate. Mr. Roush asked could you use retired deputies under contract? Sheriff Allard replied we currently do not have the ability to hire that way now. Mr. Wheeler commented that may be a possibility in the future. Mr. Roush stated that might be a way to handle high demand. Mr. Mullen asked how will you prioritize who you will provide security for? Sheriff Allard replied we will do it on a first come, first served basis.

Mr. Roche commented this is one of the challenges with having so many local courts. With many of the municipalities, the judges are the only ones there, with nobody else. He thinks the municipalities should have this and they should pay for it. Mr. Reed commented it protects the citizens as well as County staff who are at the town and village courts. Sheriff Allard commented one of the issues for the towns is that many do not have a vehicle to provide this security.

Mr. Hanna asked will all of the towns and villages be made aware of this? Sheriff Allard replied if the committee approves the request, then yes, they will notify the towns and villages.

Mr. Farrand stated he agrees that the towns should pay the full reimbursement. He is looking at the number of courts and some of the towns are so small that they only have one or two cases per month. Mr. Van Etten

commented when he was Town Supervisor, we got the message that the Office of Court Administration was recommending security. The officer is just a deterrent as you don't know who is coming in. Mr. Farrand commented he just wants to make sure that the Town Supervisors know we are not pushing this.

VOTE ON PREVIOUS MOTION: ALL BEING IN FAVOR. MOTION CARRIES 5-0.

MOTION: TO ADJOURN MADE BY MR. MULLEN. SECONDED BY MR. MAIO. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

Respectfully Submitted by

Amanda L. Chapman
Deputy Clerk
Steuben County Legislature

****NEXT MEETING SCHEDULED FOR****

****PLEASE NOTE CHANGE**Monday, July 10, 2017**PLEASE NOTE CHANGE**
9:00 a.m.**

**PLEASE PROVIDE AGENDA ITEMS
NO LATER THAN NOON
Monday, June 26, 2017.**