

STEBEN COUNTY PUBLIC SAFETY AND CORRECTIONS COMMITTEE

Monday, January 3, 2011

10:30 a.m.

*Legislative Conference Room
Steuben County Office Building
Bath, New York*

****MINUTES****

COMMITTEE: Brian C. Schu, Chair Dan C. Farrand, Vice Chair John S. Walsh
Randolph J. Weaver

STAFF: Mark R. Alger Jack Wheeler Cheryl Crocker
Joel Ordway James Gleason Alan Reed

LEGISLATORS: Joseph J. Hauryski Lawrence P. Crossett Carol A. Ferratella
Robert V. Nichols Gary B. Roush

ABSENT: Thomas J. Ryan

OTHERS: Mary Perham, *The Leader*

I. CALL TO ORDER

Mr. Schu called the meeting to order at 10: 30 a.m. and asked Mr. Weaver to lead the Pledge of Allegiance.

II. APPROVAL OF MINUTES

MOTION: APPROVING THE MINUTES OF THE DECEMBER 6, 2010, AND DECEMBER 20, 2010, MEETINGS MADE BY MR. FARRAND. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

III. DEPARTMENTAL REPORTS/REQUESTS

A. Sheriff's Department

1. **Monthly Reports** – Sheriff Ordway asked if there were any questions regarding the monthly reports. Mr. Weaver asked with regard to your general revenue, he noticed that for September there was nothing coming in for the Marshall's billing, however, October we had revenue. Sheriff Ordway stated that he will check on that.

2. **Contract** – Sheriff Ordway requested authorization to enter into a four-year contract with the Monroe County Sheriff's Department for housing of inmates in their psychiatric unit. The cost is \$140.00 per day. Previously the cost was \$125.00 per day. He explained that they have budgeted \$3,000.00 for the year, although this is an unknown expense. The cost could be more if the inmate needed to be transferred to the hospital.

MOTION: AUTHORIZING THE SHERIFF TO ENTER INTO A FOUR-YEAR AGREEMENT WITH THE MONROE COUNTY SHERIFF'S DEPARTMENT FOR THE HOUSING OF PSYCHIATRIC INMATES AT A COST OF \$140.00 PER DAY MADE BY MR. FARRAND. SECONDED BY MR. WEAVER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

3. **Authorization to Purchase 2011 Major Equipment** – Sheriff Ordway requested authorization to purchase his 2011 Major Equipment.

MOTION: AUTHORIZING THE SHERIFF TO PURCHASE MAJOR EQUIPMENT AS LISTED ON HIS 2011 MAJOR EQUIPMENT LIST MADE BY MR. WEAVER. SECONDED BY MR. FARRAND. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

B. Probation

1. **Contract** – Ms. Crocker requested authorization to enter into an agreement with the Steuben County Drug Court to receive grant funding in the amount of \$160,430.00 over two years for the provision of a Senior Probation Officer to monitor and supervise Drug Court cases. We have provided this service to the Drug Court for the past ten years, but had never received any compensation.

MOTION: AUTHORIZING THE PROBATION DEPARTMENT TO ENTER INTO AN AGREEMENT WITH THE STEUBEN COUNTY DRUG COURT TO RECEIVE GRANT FUNDING IN THE AMOUNT OF \$160,430.00 OVER TWO YEARS FOR THE PROVISION OF A SENIOR PROBATION OFFICER TO MONITOR AND SUPERVISE DRUG COURT CASES MADE BY MR. WEAVER. SECONDED BY MR. FARRAND FOR DISCUSSION. Resolution Required.

Mrs. Ferratella asked what is Drug Court? Ms. Crocker replied Steuben County Drug Court is for felony offenders who have been recommended and approved through the District Attorney's Office. The Drug Court consists of representatives from Substance Abuse Services, Probation, Public Defender, District Attorney, a coordinator who works for the Office of Court Administration, three judges, law guardians and lawyers. Drug Court is held weekly on Thursday mornings. First the representatives meet to discuss all of the cases and then the participants are invited in and are either rewarded for positive behavior or given consequences for poor behavior such as missing appointments. This provides close monitoring for felony offenders. Mr. Schu commented they also hold Drug Court in Corning City Court and Hornell City Court.

VOTE ON PREVIOUS MOTION: ALL BEING IN FAVOR. MOTION CARRIES 4-0.

IV. **OTHER BUSINESS**

A. *Regional EMS Study* – Mr. Weaver asked is this something that could be implemented in other areas of the County? Mr. Alger replied the objective of this study was to see if it was feasible, and if it is, then use it as a model to duplicate in other areas of the county.

B. *Fire Department Sirens* – Mr. Weaver stated the Town of North Hornell still uses their siren every time something is going on. This is causing some stress for the residents and with the implementation of the IAMResponding program, he is wondering if this antiquated service is serving a purpose. Mr. Hopkins replied the 911 Center activates the sirens for the departments remotely. If the departments do not want their sirens activated, they need to let us know and we will remove the siren from the alert notification.

V. **NEW BUSINESS**

A. *Towing Policy/Procedure* – Mr. Schu stated that he had sent the committee copies of policies from Livingston and Yates counties for their review. Mr. Hopkins stated our policy is not as formal. Our CAD system permits us to treat towing agencies as we would other dispatch resources. He stated that he had talked with Mr. Isaman about formally entering into agreements with the towing agencies. If we did that, we would need to make sure that they had appropriate liability coverage and that we defined them in our system. One thing to bear in mind is that not every company has the services that all the others do. The new CAD system will allow for us to produce statistical reports showing, for example, attempted contacts.

Mr. Schu asked with the new CAD system, will you have the capacity to implement a system and keep a record? Mr. Hopkins replied tracking will be clearly defined. In terms of whether the County wants to include elements from other county's policies, we would be open to inclusion as long as we can be accountable.

Mr. Farrand commented three or four years ago he had come to the committee with a request to look at a towing policy and the former county attorney felt that we shouldn't take on the liability of having a towing policy. If we establish a

policy, then we have to make sure they have appropriate liability coverage. At that time, nobody wanted to do that. What has changed since then to warrant doing this now?

Mr. Schu replied he has personally gotten complaints from tow agencies that aren't getting calls that they feel they should. Mr. Hopkins commented there are more people in the towing industry than in the past. Now they have to share the work. We don't give work to just one company. We try to distribute it out. Right now, to go back and qualify that we are spreading the work out, we would have to manually go into the system and check that information.

Mr. Farrand asked could the County be held liable? Mr. Alger replied sure. Mr. Schu stated you are requiring the provider to have a minimum amount of liability. Mr. Alger explained you are going to have to establish a system to evaluate if the agencies on the list are going to be accepted. Some will be accepted and some will not. There are some companies that may be concerned that the insurance is too high. No matter what you do, that is why we have resisted this in the past.

Sheriff Ordway commented any complaints by the towing agencies should be directed to law enforcement as that is where the majority of requests for tow companies are coming from. The complaints should go to the Sheriff's Department or the State Police. The deputies know who is on call and they should be saying to 911 who to call and then who the next available company would be. Sheriff Ordway stated that he thinks we should keep it simple. We have a draft policy for our department and we don't have the perception that we are only calling certain tow companies.

Mr. Schu stated we are trying to avoid the appearance of impropriety. Mr. Weaver stated once the new CAD system is up and running, we can look at the statistics and then show that to the towing companies.

Mr. Farrand stated if we establish a policy and require \$1 million liability coverage, then some of the smaller towing companies will not be doing anything. We should ask them to come in and offer comments. Mr. Schu stated we may be calling up companies now that don't have coverage. We would be more on the hook now.

Mr. Reed stated your liability is not limited to the fact that you have a policy in place, or the fact that you don't have a policy in place. Is this something that is not subject to bid? Mr. Alger replied no, it is not a county service, we don't pay the bill, the person requesting towing does.

Mrs. Ferratella asked will the new CAD system show if someone is requesting a certain towing company? Mr. Hopkins replied yes.

Mr. Alger commented you could do a bid or an RFP with specific insurance, response times, geographical location and award it exclusively for quadrants of the County. Mr. Schu asked would the committee like to wait and look at the statistical information from the new CAD system and then review it? Mr. Weaver commented this is not a pressing issue at this time. We could revisit this next year.

Secretary's Note: The committee agreed to revisit this topic after statistical information from the new CAD system is gathered.

B. *NYSAC Conference* – Mr. Schu stated that the NYSAC Annual Winter Conference falls on the date of our February meeting. He suggested moving the date of the February meeting to Tuesday, February 1, 2011, at 10:30 a.m.

MOTION: SETTING THE DATE OF THE FEBRUARY 2011 PUBLIC SAFETY & CORRECTIONS COMMITTEE MEETING FOR TUESDAY, FEBRUARY 1, 2011, AT 10:30 A.M. MADE BY MR. FARRAND. SECONDED BY MR. WEAVER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

C. *After Incident Meetings* – Mr. Hauryski asked after a major event, or an event that involves loss of life, do the agencies involved review the incident to see if something could have been done differently or better? Mr. Hopkins replied after major incidents, the 911 Center is requested by the agencies to provide a recording and dialogue. We do not do that for every job. We do randomly pull jobs from each platoon and do quality assurance checks. Sheriff Ordway replied if they are involved directly in a major incident, they have a review team and we use that as training.

Mrs. Ferratella asked who determines if a helicopter is needed at a scene? She has people that have been concerned that helicopters are being brought in for non-life threatening injuries. Mr. Hopkins replied the EMT or Paramedic on scene makes that determination.

MOTION: TO ADJOURN MADE BY MR. FARRAND. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

Respectfully Submitted by

Amanda L. Chapman
Deputy Clerk
Steuben County Legislature

NEXT MEETING SCHEDULED FOR
****PLEASE NOTE CHANGE** Tuesday, February 1, 2011 **PLEASE NOTE CHANGE****
10:30 a.m.

**Please send agenda items to the
Clerk of the Legislature's Office
NO LATER THAN NOON
Monday, January 24, 2011.**

STEBEN COUNTY PUBLIC SAFETY & CORRECTIONS COMMITTEE

Tuesday, February 1, 2011

10:50 a.m.

Legislative Committee Conference Room

Steuben County Office Building

Bath, New York

****MINUTES****

COMMITTEE: Brian C. Schu, Chair Thomas J. Ryan John S. Walsh

STAFF: Mark R. Alger Jack Wheeler Tim Marshall
John Tunney Anne Collson Andy Greeley
Jim Gleason Nancy Smith David Hopkins

LEGISLATORS: Joseph J. Hauryski Michael Hanna Robert V. Nichols

ABSENT: Dan C. Farrand, Vice Chair Randolph J. Weaver

OTHERS: Mary Perham, *The Leader*

I. CALL TO ORDER

Mr. Schu called the meeting to order at 10:50 a.m. He asked Mr. Walsh to lead the Pledge of Allegiance.

II. APPROVAL OF MINUTES

MOTION: APPROVING THE MINUTES OF THE JANUARY 3, 2011, MEETING MADE BY MR. WALSH. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

III. DEPARTMENTAL REPORTS/REQUESTS

A. Emergency Management Office

1. **Contract Approvals** – Mr. Marshall presented their 2011 contract renewals for approval. Mr. Ryan asked what does EMSTAR do? Mr. Marshall explained they are a regional EMS council which covers the three-county region of Chemung, Schuyler and Steuben Counties. They oversee training programs and set practices for EMS agencies across the county. Mr. Alger commented we require them to submit an annual report to us and we get enough copies to distribute to members of this committee.

MOTION: APPROVING THE FOLLOWING 2011 CONTRACT RENEWALS FOR THE EMERGENCY MANAGEMENT OFFICE: EMPIRE TELEPHONE - \$1,817.00; T & K COMMUNICATIONS \$5,158.00; MOTOROLA - \$95,480.00; EES – 8,000.00; MONROE COUNTY MEDICAL EXAMINERS - \$85,140.00 AND EMSTAR - \$5,625.00 MADE BY MR. RYAN. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

2. **Homeland Security Budget Transfers** – Mr. Marshall requested authorization to carry over the unexpended balances from the 2008 and 2009 Homeland Security Grants, totaling \$150,372.00 into the 2011 Homeland Security budget. He stated that \$95,207.00 will go to Major Equipment, \$4,255.00 to Minor Equipment and the remaining \$50,910.00 will be distributed among various line items in the General budget. Mr. Schu asked when we get a grant, they don't require us to spend the funding within the year? Mr. Marshall replied the grants run on a three-year cycle. They are always at least a year behind in getting the grants distributed.

MOTION: AUTHORIZING THE EMERGENCY MANAGEMENT OFFICE TO TRANSFER A TOTAL OF \$150,372.00 IN UNEXPENDED BALANCES FROM THE 2008 AND 2009 HOMELAND SECURITY GRANTS INTO THE 2011 HOMELAND SECURITY BUDGET AND AMENDING THE MAJOR EQUIPMENT LIST TO INCLUDE A DECON SHELTER - \$23,000.00; CREDENTIALING SYSTEM - \$30,207.00; INTEROPERABLE COMMUNICATIONS - \$22,000.00; COMMAND TRAILER/PICKUP CAP - \$5,000.00; AND GIS DEVELOPMENT PROJECT - \$15,000.00; AMENDING THE MINOR EQUIPMENT LIST TO INCLUDE COMPUTERS FOR GIS - \$3,175.00 AND COMPUTERS FOR IAMRESPONDING - \$1,080.00 AND APPROPRIATING THE REMAINING BALANCE TO VARIOUS LINE ITEMS IN THE GENERAL BUDGET MADE BY MR. RYAN. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

Mr. Hauryski asked if a list could be given to the Legislature showing all of the agencies countywide that have signed up for the IAMResponding Program? Mr. Hopkins replied as of December 28, 2010, all agencies have signed up and are actively using the system.

Mr. Hauryski asked what is the status of the Bradford and **Tyrene** EMS situation? Mr. Marshall replied the Bath and Tioga ambulance corps are covering Bradford's EMS calls.

B. Probation

1. **Update** – Mr. Greeley stated the Governor presented his budget and the budget hearing is scheduled for February 7, 2011. He is hearing rumors that there will be zero funding for Probation departments and he doesn't know exactly what that will mean. He will provide an update to the committee at a later date. Mr. Alger stated if they zero out the aid to the Probation departments, that equates to \$500,000.00 and will have an impact.

C. District Attorney

1. **Personnel**

MOTION: TO ADJOURN REGULAR SESSION AND RECONVENE IN EXECUTIVE SESSION PURSUANT TO PUBLIC OFFICERS' LAW, ARTICLE 7§ 105.1.F. THE MEDICAL, FINANCIAL, CREDIT OR EMPLOYMENT HISTORY OF A PARTICULAR PERSON OR CORPORATION, OR MATTERS LEADING TO THE APPOINTMENT, EMPLOYMENT, PROMOTION, DEMOTION, DISCIPLINE, SUSPENSION, DISMISSAL OR REMOVAL OF A PARTICULAR PERSON OR CORPORATION MADE BY MR. WALSH. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

MOTION: AUTHORIZING THE DISTRICT ATTORNEY TO FILL A FULL-TIME POSITION AT LESS THAN FULL-TIME WITH FRINGE BENEFITS, COMMENCING JULY THROUGH YEAR-END MADE BY MR. RYAN. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

MOTION: TO ADJOURN EXECUTIVE SESSION AND RECONVENE IN REGULAR SESSION MADE BY MR. RYAN. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

MOTION: TO ADJOURN MADE BY MR. WALSH. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

Respectfully Submitted by: Amanda L. Chapman, Deputy Clerk, Steuben County Legislature

NEXT MEETING SCHEDULED FOR

Monday, March 7, 2011

10:30 a.m.

**Please send agenda items to the
Clerk of the Legislature's Office**

NO LATER THAN NOON

Monday, February 28, 2011.

STEBEN COUNTY PUBLIC SAFETY AND CORRECTIONS COMMITTEE

Special Meeting

Monday, February 28, 2011

9:40 a.m.

Legislative Conference Room
Steuben County Office Building
Bath, New York

****MINUTES****

COMMITTEE:	Brian C. Schu, Chair John S. Walsh	Dan C. Farrand, Vice Chair Randolph J. Weaver	Thomas J. Ryan
STAFF:	Mark R. Alger	Jack Wheeler	Joel Ordway
LEGISLATORS:	Joseph J. Hauryski Michael Hanna Robert V. Nichols Gary D. Swackhamer	Lawrence P. Crossett Robin K. Lattimer Christopher Quinlan	Carol A. Ferratella Patrick F. McAllister Gary B. Roush
OTHERS:	David Wallace, Esq.		

I. CALL TO ORDER

Mr. Schu called the meeting to order at 9:40 a.m.

II. DEPARTMENTAL REPORTS/REQUESTS

A. Public Defender - Assigned Counsel

1. **Contingency Fund Transfer** – Mr. Wallace requested authorization to transfer \$79,100 from the Contingency Fund into the Assigned Counsel 2010 to pay for services that were rendered, but not billed for until after the fact.

MOTION: AUTHORIZING THE TRANSFER OF \$79,100 FROM THE CONTINGENCY FUND TO THE ASSIGNED COUNSEL 2010 BUDGET MADE BY MR. WEAVER. SECONDED BY MR. FARRAND. ALL BEING IN FAVOR. MOTION CARRIES 4-0. (MR. RYAN ABSENT FOR VOTE). Resolution Required.

B. Sheriff's Department

1. **Sheriff's Marine Patrol and Navigational Aid Funding for Services** – Sheriff Ordway requested the committee's support of the memorializing resolution on today's Board agenda. Mr. Weaver commented that in looking at his budget, the State is paying you \$22,000 for the marine patrol. If we need additional money, the towns that receive a direct benefit from the marine patrols should kick in some extra money to help make up the difference.

Sheriff Ordway stated the resolution is asking the State to put that funding back in the budget. Mr. Alger explained the boater registration fees were originally intended to pay for these activities. The Governor and State Legislature are proposing sweeping the account so there will be no money to pay for these activities. Sheriff Ordway commented if this is proposal is passed as is, he would ask the Legislature to honor the County's share.

Mr. Hanna asked where does the fine money go? Sheriff Ordway replied some would go to the local courts and the rest would go to the State. There are very few tickets issued as we focus more on educating the public.

MOTION: MEMORIALIZING THE GOVERNOR AND NEW YORK STATE LEGISLATURE TO MAINTAIN THE COUNTY SHERIFF'S MARINE PATROL AND STATE NAVIGATIONAL AID FUNDING FOR SERVICES MADE BY MR. WEAVER. SECONDED BY MR. FARRAND. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

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

Respectfully Submitted by

Amanda L. Chapman
Deputy Clerk
Steuben County Legislature

STEBEN COUNTY PUBLIC SAFETY AND CORRECTIONS COMMITTEE

Monday, March 7, 2011

10:30 a.m.

Legislative Conference Room
Steuben County Office Building
Bath, New York

****MINUTES****

COMMITTEE: Brian C. Schu, Chair Thomas J. Ryan John S. Walsh
 Randolph J. Weaver

STAFF: Mark R. Alger Jack Wheeler David Hopkins
 Tina Goodwin Joel Ordway James Gleason
 William J. Partridge Mike Sprague Tim Marshall

LEGISLATORS: Joseph J. Hauryski Carol A. Ferratella Michael Hanna

ABSENT: Dan C. Farrand, Vice Chair

OTHERS: Brian Polmanteer, T & R Towing
 Mary Perham, *The Leader*

I. CALL TO ORDER

Mr. Schu called the meeting to order at 10:45 a.m. and asked Mr. Ryan to lead the Pledge of Allegiance.

II. APPROVAL OF MINUTES

MOTION: APPROVING THE MINUTES OF THE FEBRUARY 1, 2011, AND FEBRUARY 28, 2011, MEETINGS MADE BY MR. WEAVER. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

III. DEPARTMENTAL REPORTS/REQUESTS

- A. 911 Enhanced
1. **Contract Renewals** – Mr. Hopkins presented his contract renewals for 2011 for review and approval.

MOTION: AUTHORIZING THE 911 DEPARTMENT TO RENEW THE FOLLOWING CONTRACTS FOR 2011: APC BY SCHNEIDER ELECTRIC – SERVICE CONTRACT (\$4,919.20 ANNUALLY); CAROUSEL INDUSTRIES OF NORTH AMERICA, INC. – DIGITAL RECORDER MAINTENANCE CONTRACT (\$13,000.00); ESRI – ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE – ARCVIEW SINGLE USE PRIMARY MAINTENANCE (\$1,500.00 ANNUALLY); FRONTIER – MAINTENANCE AGREEMENT (\$15,036.66 MONTHLY); PICTOMETRY – LICENSE FOR IMAGES/SOFTWARE/TRAINING (\$68,228.33); PRIORITY DISPATCH – ANNUAL MAINTENANCE AGREEMENT – ANNUAL CARD SET ESP (\$468.00); AND PRIORITY DISPATCH – ANNUAL MAINTENANCE AGREEMENT – AQUA ESP MEDICAL (\$405.00) MADE BY MR. WEAVER. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

2. **Alarm Monitoring** – Mr. Hopkins informed the committee that he is looking into the possibility of entering into an alarm monitoring agreement. Currently Buildings and Grounds manages those contracts. Depending on the service, the price per month will vary by location. There is a quote on state contract for \$7,000.00 to purchase equipment that we would install at 911 and each site that has an alarm would have a one-time fee to point their location to 911. Based on the return on investment, it would take approximately three years for the system to pay for itself. If you wished to extend this to the municipalities, their alarms would also be

pointed to 911. Mr. Hopkins explained they initially looked at this because there have been more than a few occasions where we were notified of a request for dispatch to an alarm by an agency or individual other than the alarm company.

Mr. Hopkins stated that they have done the research and this would require that each site be visited, which would give us the ability to point those alarms to our panel. There would be a one-time fee between \$75.00 - \$150.00 per hour for the alarm company to go out and do that. Currently the County Office Building Complex, Public Works and Mental Health have alarm systems.

Mr. Ryan asked what will be the initial cost? Mr. Hopkins replied at most, it would be \$7,000.00. Mr. Ryan commented that they are not getting the information prior to the meetings and he would like to see an overview of the project so that we can look at it and then discuss it at the next meeting. Mr. Hopkins replied there is no urgency with this request. He will put together a packet of information for the committee. Mr. Schu commented we will take action on this at the next meeting.

3. **Enforcement of the New and Emerging Technologies 911 Improvement Act of 2008** – Mr. Hopkins stated that the industry objective has been for anyone, anywhere, with any type of device to be able to communicate with 911. There has been a lot of focus on what will happen as the needs of the community change. There was legislation recently passed that he wants the committee to be aware of. The President signed Public Law 111 in October 2010 which speaks to the need for appropriate liability protection for 911 telecommunications. For example, if you send a text message to 911, it appears that it will go through. However, you will get a message that you need to call 911 and that is something that will have to change. Another example is the need to allow the hearing impaired to communicate with 911 without having to use a TTY device or having a translator. With the progression of this legislation, he wanted to make the committee aware of this. He will forward more information about this to the committee.

4. **Towing** – Mr. Hopkins stated that we have discussed the towing issue in the past. There was an incident that occurred yesterday and Brian Polmanteer is here today to share information with you on the towing industry.

Mr. Polmanteer stated he is an owner of T & R Towing which has locations in Bath and Hornell. The towing issue has been ongoing. This has been a thorn in our side with regard to our business for the past two to three years. There is a huge issue with the fact that there is no structure at the 911 level. Anyone in this room could purchase a tow truck and ask to be placed on the rotation at 911 and you wouldn't need to provide insurance or any other documentation. Because of that, 911's hands are tied. We are seeing Law Enforcement calling us and asking why 911 is dispatching someone who does not have the adequate equipment to handle the situation. Mr. Polmanteer stated that he cannot compete with companies that are not abiding by the rules. As a taxpayer, the County is setting itself up for a huge litigation prospect. There are no background checks or insurance checks. Most people who are operating towing businesses do not understand the State or Federal requirements.

Mr. Polmanteer stated yesterday there was an overturned tractor trailer on SR 36 two miles from my Arkport shop. They dispatched a company from another county that was 20 miles away to handle the incident. These types of situations are keeping Law Enforcement staff on the scene for longer periods of time. There is no rhyme or reason to the system anymore. In your lack of action, you are almost railroading the companies that are trying to do the right thing. He stated that he has spoken with many individuals in this room and he will put together a packet of all of the rules and regulations that tow companies need to adhere to, including insurance requirements.

Mr. Schu stated that the committee would appreciate that information. We have looked at other neighboring counties policies. If we have that information, it would help us to make a decision and possibly adopt a policy.

Mr. Ryan commented that he would also like to hear comments from the other towing companies and individuals so we can hear their perspective as well.

Mr. Polmanteer commented that he works with several insurance companies and most people are very unfamiliar with towing requirements and litigation. A lot of the smaller tow companies will not know what those laws are. They don't know what they need to do right now to be legitimately operating.

Mr. Ryan asked what do you want the County to do? Mr. Polmanteer replied he would like the County to level the playing field and require all towing companies to meet the same requirements.

Mrs. Ferratella asked how do you handle situations where a motorist has called a tow company and then Law Enforcement on the scene has called someone different? Mr. Schu replied we don't have a policy that governs that. Mr. Hopkins stated that normally a motorist can request a tow company. Mr. Schu commented that he doesn't know how you avoid having that happen unless the motorist tells you that they have already called a tow company. Discussion followed.

B. Sheriff's Department

1. **School Resource Officer Vehicles** – Sheriff Ordway requested authorization to purchase vehicles for two School Resource Officers. The total cost is \$54,000.00 and we will pay for it outright and the Department of Social Services and BOCES will reimburse us for that cost.

Mr. Weaver asked who is responsible for maintenance? Sheriff Ordway replied we would be paying for the vehicles and maintenance out of our budget. Everything will be billed back to DSS and BOCES. Mr. Alger explained these are state reimbursed funds.

Mr. Ryan asked will these vehicles be used for other purposes? Sheriff Ordway replied if there was an emergency outside of the times they are doing work as School Resource Officers, we could call them out to assist us.

MOTION: AUTHORIZING THE SHERIFF'S DEPARTMENT TO ANTICIPATE REVENUE IN THE AMOUNT OF \$54,000.00 INTO THE MAJOR EQUIPMENT LINE ITEM AND APPROPRIATING THAT AMOUNT TO PURCHASE TWO VEHICLES FOR THE SCHOOL RESOURCE OFFICERS MADE BY MR. WALSH. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

C. Emergency Management Office

1. **Homeland Security Grant** – Mr. Sprague requested authorization to accept a \$20,600.00 grant from Homeland Security for the FY2010 Citizens Corp Grant Program. Mr. Marshall explained this is a continuation of the funding we have had for several years. The purpose of this grant is to actively involve citizens in homeland security through personal preparedness, training and volunteerism. This is 100 percent grant funding with no County cost.

MOTION: AUTHORIZING THE EMERGENCY MANAGEMENT OFFICE TO ACCEPT A \$20,600.00 GRANT FROM HOMELAND SECURITY FOR THE FY2010 CITIZENS CORP GRANT PROGRAM MADE BY MR. RYAN. SECONDED BY MR. WEAVER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

2. **Campbell Ice Jam** – Mr. Sprague updated the committee on the ice jam that occurred in the Town of Campbell.

MOTION: TO ADJOURN REGULAR SESSION AND RECONVENE IN EXECUTIVE SESSION PURSUANT TO PUBLIC OFFICERS' LAW, ARTICLE 7§ 105.1.F. THE MEDICAL, FINANCIAL, CREDIT OR EMPLOYMENT HISTORY OF A PARTICULAR PERSON OR CORPORATION, OR MATTERS TO LEADING TO THE APPOINTMENT, EMPLOYMENT, PROMOTION, DEMOTION, DISCIPLINE, SUSPENSION, DISMISSAL OR REMOVAL OF A PARTICULAR PERSON OR CORPORATION MADE BY MR. WALSH. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

MOTION: TO ADJOURN EXECUTIVE SESSION AND RECONVENE IN REGULAR SESSION MADE BY MR. WEAVER. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

MOTION: TO ADJOURN MADE BY MR. WEAVER. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

Respectfully Submitted by

Amanda L. Chapman
Deputy Clerk
Steuben County Legislature

NEXT MEETING SCHEDULED FOR

April 4, 2011

10:30 a.m.

**Please send agenda items to the
Clerk of the Legislature's Office
NO LATER THAN NOON
Monday, March 28, 2011.**

STEBEN COUNTY PUBLIC SAFETY AND CORRECTIONS COMMITTEE

Monday, April 4, 2011

10:30 a.m.

*Legislative Conference Room
Steuben County Office Building
Bath, New York*

****MINUTES****

COMMITTEE:	Brian C. Schu, Chair	Dan C. Farrand, Vice Chair	John S. Walsh
STAFF:	Mark R. Alger Jim Gleason David Hopkins	Jack Wheeler Mike Sprague	Andy Greeley Tim Marshall
LEGISLATORS:	Joseph J. Hauryski	Carol A. Ferratella	
ABSENT:	Thomas J. Ryan	Randolph J. Weaver	
OTHERS:	Mary Perham, <i>The Leader</i>	Brian Polmanteer, T & R Towing	

I. CALL TO ORDER

Mr. Schu called the meeting to order at 10:30 a.m. and asked Mr. Walsh to lead the Pledge of Allegiance.

II. APPROVAL OF MINUTES

MOTION: APPROVING THE MINUTES OF THE MARCH 7, 2011, MEETING MADE BY MR. FARRAND. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

III. DEPARTMENTAL REPORTS/REQUESTS

A. 911 Enhanced

1. **Emergency Notification System** – Mr. Hopkins informed the committee that last Thursday Chief Dan Smith of the Hornell City Fire Department and a reporter from *The Evening Tribune* met and did an article regarding the Emergency Notification System. Chief Smith has been very helpful in advocating this program. In addition, Corning Community College has expressed an interest and we will be meeting with them.

2. **Alarm Monitoring** – Mr. Hopkins stated that he emailed out information regarding the equipment that would be necessary for alarm monitoring. He requested authorization to issue an RFP for alarm monitoring equipment.

MOTION: AUTHORIZING THE 911 DIRECTOR TO ISSUE AN RFP FOR ALARM MONITORING EQUIPMENT MADE BY MR. FARRAND. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

3. **Towing Policy** – Mr. Schu stated that he received a copy of a letter sent by Attorney Plaskov on behalf of T & R Towing. He asked that copies of this letter be distributed to all committee members. We will discuss this issue at the May meeting.

B. Emergency Management Office

1. **2010 – 2011 Statewide Interoperable Communications Grant** – Mr. Sprague requested authorization to apply for a Statewide Interoperable Communications Grant in the amount of up to \$2 million. There is no match required. One of the requirements is that we need to be part of a regional consortium of two or more counties. We have shown a commitment to a consortium with Chemung and Schuyler counties with the

fiber project, the feasibility study for CAD and other projects with the Southern Tier Central Regional Planning Board. Mr. Sprague stated that we are looking at a narrowbanding project for Law Enforcement and that would directly apply to this grant.

Mr. Walsh asked is this Federal or State funding? Mr. Sprague replied he believes this is State funding from the cellular surcharge.

MOTION: AUTHORIZING THE DIRECTOR OF THE EMERGENCY MANAGEMENT OFFICE TO APPLY FOR THE 2010 – 2011 STATEWIDE INTEROPERABLE COMMUNICATIONS GRANT IN THE AMOUNT OF \$2 MILLION MADE BY MR. FARRAND. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

2. **Narrowband Communications Project Update** – Mr. Sprague distributed information regarding the Narrowband VHF Simulcast Proposal from Motorola. In November we had talked about how we have to move our VHS system to narrowband by January 2013. One of the keys to this is the VHF simulcast system. All of the transmitters will talk at the same time. This will be a huge thing for officer safety. Currently, officers have to change the channel and know where the coverage is. With this new system, there will be one channel for Law Enforcement and it will go from tower to tower.

Mr. Sprague commented if we were not to comply with the FCC mandate, then we would be required to stop all the transmitters after January 1, 2013. The kickoff to this project is anticipated to be November 2011 with the completion date of November 2012. The pricing for this is on State contract. It will be up to us whether to utilize a performance bond. This system, in its entirety, could be plugged into the application for the 2010 – 2011 Statewide Interoperable Communications Grant. We also have money in our Communications Project that would cover about three-quarters of the cost of this project.

Mr. Sprague suggested at some point having Motorola come in and do a presentation on the system and give you more detailed information including a coverage map. Mr. Farrand stated that he would like to see the coverage map. We don't want to invest in a system only to find out that it doesn't work.

Mr. Schu asked is this a federal mandate? Mr. Sprague replied yes. This is mandated by the FCC. The other option would be to reuse the old equipment. In order to do that, you would have to change out the channel banks and that would cost almost the same amount of money as a new system. This new system would allow us to go digital, which has performed better than analog.

Mr. Hopkins asked does this run off IP? Mr. Sprague replied yes. This is all IP and it will use the existing IP network that we have been building. We have been gradually updating the system so we would be ready to do this.

Mr. Alger asked what will happen with the low-band? Mr. Sprague replied it will stay where it is. There are no requirements to change that. Mr. Alger asked with your grant application, are you going to ask for the \$2 million, including the Chemung and Schuyler counties project components? Mr. Sprague replied yes. Discussion followed.

Secretary's Note: Mr. Sprague will contact Motorola to arrange for them to make a presentation at the June meeting.

3. **EMS Consolidation Grant Review** – Mr. Sprague distributed copies of the Emergency Medical Services Consolidation Study. Public input meetings were held two weeks ago and those comments are summarized in this report. Mr. Sprague stated the consultants are working on including the results of the survey in their final draft. They will come back and do a presentation for the towns, ambulance corps and any other interested individuals. From there, it will be up to the affected municipalities to determine what to do with it. A copy of this report is on file with the Official Minutes in the Clerk of the Legislature's Office.

MOTION: TO ADJOURN MADE BY MR. WALSH. SECONDED BY MR. FARRAND. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

Respectfully Submitted by

Amanda L. Chapman
Deputy Clerk
Steuben County Legislature

**NEXT MEETING SCHEDULED FOR
May 2, 2011
10:30 a.m.**

**Please send agenda items to the
Clerk of the Legislature's Office
NO LATER THAN NOON
Monday, April 25, 2011.**

STEBEN COUNTY PUBLIC SAFETY & CORRECTIONS COMMITTEE

Monday, May 2, 2011

10:30 a.m.

Legislative Committee Conference Room

Steuben County Office Building

Bath, New York

MINUTES

Committee: Brian C. Schu, Chair Thomas J. Ryan Randolph J. Weaver John S. Walsh

Legislators: Joseph J. Hauryski Christopher Quinlan Gary B. Roush

Staff: Mark R. Alger Jack K. Wheeler Jessica Drake James Gleason
Timothy Marshall David Hopkins Joel Ordway Ray Dell

Other: Mary Perham, *Leader*

Absent: Dan C. Farrand, Vice Chair

I. CALL TO ORDER

The meeting was called to order by Mr. Schu at 10:50 a.m. Mr. Ryan led the Pledge of Allegiance.

II. APPROVAL OF MINUTES

MOTION APPROVING THE MINUTES OF THE APRIL 4, 2011, MEETING MADE BY MR. WEAVER, SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

III. DEPARTMENT REPORTS/REQUESTS

A. Sheriff

1. **Jail Report** – Sheriff Ordway reviewed his monthly reports with the Committee. Mr. Weaver asked why is the information on revenue from Federal inmates two months behind. Sheriff Ordway stated they are usually one month behind, but they have met with the US Marshall’s Office and it is now getting better.

Mr. Hauryski asked about the email regarding coverage due to the redistribution of State Troopers. What’s the affect on our coverage? Sheriff Ordway stated they lost 3 more uniform officers at the Wayland substations so the State’s coverage up north will change dramatically. Therefore, we have adjusted our coverage for when they aren’t in that area. We’re working with them on the coverage.

IV. OTHER BUSINESS

A. Towing Policy – Mr. Alger stated he met with the County Attorney regarding towing and we have concluded that we probably need to approve a written policy. It is a double-edged sword as it won’t please anybody. You will need to include standards and qualifications of tow operators. We will get copies of policies from other counties and put something together. He noted this might take a couple of months before they bring it to committee for approval. It was noted that they should review and incorporate the AAA standards as well.

Mr. Schu asked if they could provide the tow truck operators with an opportunity to comment. Mr. Weaver suggested they allow them to make those comments in writing. Discussion followed.

MOTION TO ADJOURN REGULAR SESSION AND RECONVENE IN EXECUTIVE SESSION PURSUANT TO PUBLIC OFFICERS' LAW, ARTICLE 7§ 105.1.F. THE MEDICAL, FINANCIAL, CREDIT OR EMPLOYMENT HISTORY OF A PARTICULAR PERSON OR CORPORATION, OR MATTERS LEADING TO THE APPOINTMENT, EMPLOYMENT, PROMOTION, DEMOTION, DISCIPLINE, SUSPENSION, DISMISSAL OR REMOVAL OF A PARTICULAR PERSON OR CORPORATION MADE BY MR. WEAVER. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

MOTION: AUTHORIZING THE SHERIFF TO CONTRACT WITH THE NYS DEPARTMENT OF CORRECTIONS FOR THE COOK/CHILL PROGRAM; ACTIVATING AND FUNDING TWO ZERO-BASED COOK POSITIONS WITHIN THE JAIL BUDGET AND AUTHORIZING THE TRANSFER OF FUNDS FROM THE JAIL'S FOOD LINE ITEM TO THE PERSONAL SERVICES LINE ITEM TO FUND SAID POSITIONS MADE BY MR. WEAVER. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.
Resolution Required.

MOTION: AUTHORIZING THE SHERIFF TO CONTRACT WITH THE TOWN OF ERWIN FOR COURT SECURITY SERVICES; ANTICIPATING REVENUE OF \$3,500 AS A RESULT OF SAID CONTRACT AND APROPRIATING THE SAME TO COURT SECURITY PERSONAL SERVICES MADE BY MR. RYAN. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 4-0. *Resolution Required.*

MOTION TO ADJOURN EXECUTIVE SESSION MADE BY MR. WEAVER. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

MOTION TO ADJOURN MADE BY MR. WALSH. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

Respectfully submitted by,

Brenda K. Mori
Clerk of the Legislature

**NEXT MEETING SCHEDULED FOR
Monday, June 6, 2011
10:30 a.m.**

**Please send agenda items to the
Clerk of the Legislature's Office
NO LATER THAN NOON
Tuesday, May 31, 2011**

STEBEN COUNTY PUBLIC SAFETY AND CORRECTIONS COMMITTEE

Monday, June 6, 2011

10:30 a.m.

*Legislative Conference Room
Steuben County Office Building
Bath, New York*

****MINUTES****

COMMITTEE: Brian C. Schu, Chair Dan C. Farrand, Vice Chair Thomas J. Ryan
John S. Walsh Randolph J. Weaver

STAFF: Mark R. Alger Jack Wheeler Michael Sprague
Joel Ordway Ray O'Dell David Hopkins
Alan Reed Jim Gleason

LEGISLATORS: K. Michael Hanna Christopher G. Quinlan John S. Walsh

OTHERS: Rick Angelillo, Motorola Sales

I. CALL TO ORDER

Mr. Schu called the meeting to order at 10:30 a.m. and asked Mr. Farrand to lead the Pledge of Allegiance.

II. APPROVAL OF MINUTES

MOTION: APPROVING THE MINUTES OF THE MAY 2, 2011, MEETING MADE BY MR. WEAVER, SECONDED BY MR. FARRAND. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

III. DEPARTMENTAL REPORTS/REQUESTS

A. Emergency Management Office

1. **Update on FEMA Disaster Declaration** – Mr. Sprague informed the committee that the Governor's request for a Presidential Disaster Declaration was submitted last week for 26 NYS counties, including Steuben. So far, we have turned in just under \$1 million in highway damage. This damage has occurred since the latter part of May up through last week. Mr. Farrand asked have they declared the time period? Mr. Sprague replied no. We do have a conference call tomorrow with the State Emergency Management Office. Mr. Farrand commented most of the local towns don't realize that they need to have documentation. Have you gone out to the towns and provided them with that information? Mr. Sprague replied that yes, they periodically do go out to the towns and provide them with information regarding documentation for disasters. We also work closely with Jeff Parker and the Soil & Water Conservation District who also talk with the towns.

Mr. Farrand asked have you contacted our local State and Federal representatives? Mr. Sprague replied that he has had contact with our State representatives to express our concern. He has not spoken to our Federal representatives. Mr. Farrand asked could we do a resolution asking for assistance? Mr. Alger commented it would be nice to know the dates before we do a resolution. Mr. Sprague stated as soon as he finds out that information, he will contact the committee. Mr. Alger stated if we get a definitive time period, then we will do a resolution. Discussion followed.

2. **Regional EMS Study** – Mr. Weaver asked is Wayland in or out? Mr. Sprague replied at the last public meeting, there was a representative from Wayland who did not voice any objections at the time. We have clearly stated that the best case scenario would be if Wayland were in. The consultant has come back with the final report and he expects they will come back in the next month or two to do a final presentation to everyone. At that point, it will be incumbent upon me to ask who is interested and who is not and get that defined.

B. Sheriff's Department

1. **U.S. Marshall Contract Approval** – Sheriff Ordway requested authorization to enter into a three-year contract with the U.S. Marshall to house Federal inmates at the Steuben County Jail at a rate of \$88.00 per inmate, per day and a transport fee of \$19.26 per inmate, per hour. The rates last year were \$75.00 per inmate, per day and a transport fee of \$18.70 per inmate, per hour. We would realize an additional \$700.00 per day in revenue. We try to keep on average 50 – 55 Federal inmates per month. We allocate 20 male beds and 5 female beds.

MOTION: AUTHORIZING THE SHERIFF TO ENTER INTO A THREE-YEAR CONTRACT WITH THE U.S. MARSHALL FOR THE HOUSING OF FEDERAL INMATES AT THE STEUBEN COUNTY JAIL AT A RATE OF \$88.00 PER INMATE, PER DAY AND A TRANSPORT FEE OF \$19.26 PER INMATE, PER HOUR MADE BY MR. FARRAND. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 5-0.
Resolution Required.

C. 911 Enhanced

1. **911 Surcharge Distribution** – Mr. Hopkins briefly reviewed the handout he had emailed to the Legislators depicting the breakdown of the 911 wireless surcharge distribution. The revenue received during 2009-2010 was \$192,486,585.00 and of that, 911 Centers received \$9,300,000.00.

Mr. Farrand asked has a bill been introduced to change this? Mr. Hopkins replied that he hasn't seen anything. We have been pressing to have them justify in the State budget where this is referenced. Mr. Farrand suggested Mr. Hopkins contact Senator Young, as she is the Chair of the Rural Resource Committee.

Mr. Hopkins explained there has been a trend with cells phones that surcharges are not collected for those that are data and email only and for those that are prepaid. This may be something that we will need to take action on in the near future. Almost 40 percent of the phones sold are text only or prepaid. We will continue to watch this.

2. **Staffing** – Mr. Farrand asked how is your turnover ratio? Mr. Hopkins replied last year they did not lose any full-time employees and he believes that issue is behind them.

IV. PRESENTATION

A. **Motorola – Narrowband Project** – Mr. Sprague introduced Rick Angelillo who is with the Sales Department at Motorola. Mr. Angelillo informed the committee that narrowbanding refers to a requirement by the FCC that on or before January 1, 2013, all existing licensees implement equipment designed to operate on channel widths of 12.5 kHz or less, or that meets a specific efficiency standard. Any equipment that is not capable of operating on these channels will need to be replaced. The purpose of narrowbanding is to promote more efficient use of the VHF and UHF bands. This is mandatory and wideband-only equipment will not be available after 2011. Narrowband is intended to ensure more efficient use of the spectrum and greater spectrum access for public safety and non-public safety officials. This also presents an opportunity to upgrade to improve interoperability and expand coverage.

Mr. Sprague stated we have three options. The first is to narrowband existing equipment to analog operation within the existing system. With this option there could be a loss of coverage in many areas of the county and we would still continue to use older equipment. The second option is to narrowband the existing equipment to analog simulcast operation within the existing system. The cost to upgrade the older channel banks would be approximately \$1.2 million. The third option is to upgrade to narrowband digital simulcast. This option would increase coverage county-wide, would have simpler operation and we would have updated equipment with comparative investment.

Mr. Sprague stated the advantages of simulcast is the improved coverage, efficient use of frequencies and simplified radio operations. This will increase officer safety as they will not be required to change radio channels while driving and the dispatcher workload will decrease as there will be single channel operations on the console. The total system cost for eight sites, VHF, Digital P25 narrowband simulcast system is \$1,130,779.00. All equipment and services being provided are available on the NYS contract. Mr. Angelillo stated that Motorola does offer a municipal lease-purchase option.

Mr. Weaver asked does the cost include the new equipment? Mr. Sprague replied this change has been coming for many years and the technology is changing regularly. Over the last six years, as Law Enforcement was replacing radios, we have been recommending the P25's. The bulk of the radios have already been replaced. Mr. Farrand asked what is the cost for the portables? Sheriff Ordway replied the portables are \$800.00 - \$900.00 each.

Mr. Weaver asked what about the cost for the ambulance service? Mr. Sprague replied this does not include them; however, we are putting in the infrastructure. We can add more base stations. We did apply for a \$1.5 million Interoperable Communications Grant. Mr. Farrand asked is the pricing based on what needs to be done? Mr. Sprague replied yes. The total cost of the project is \$1.1 million.

Mr. Ryan asked will the grant cover this? Mr. Sprague replied the grant, if we receive it, is \$1.5 million and will cover this project with a little additional left over. Mr. Farrand asked do you have a time period for the award? Mr. Sprague replied we started the process in January and the applications were scheduled to be reviewed in June. He anticipates the awards being made perhaps in August. We have a year timeline for this project. He would like to work toward getting to the point in November where we can enter into a contract. The issue we have to address is getting the process started.

Mr. Weaver asked how long before this is obsolete? Mr. Sprague replied he can only give a history. One of our base stations has been running for 35 years. Currently the equipment we have is 27 years old. The question is what the FCC is going to do. This is something that we cannot control. If we don't move to IP radio, at some point we will have to. We are coming up-to-date, but are not cutting edge.

Mr. Farrand asked is there maintenance included? Mr. Angelillo replied maintenance is included in the first year. Mr. Sprague explained we have a maintenance contract with Motorola for \$93,000.00 annually and we would still maintain that contract. Mr. Gleason asked under the municipal lease agreement, is the equipment still on State contract? Mr. Angelillo replied no.

Mr. Sprague commented the next steps are to determine the best direction to proceed. We did make application for \$1.5 million from the Interoperable Communications Grant. Our radio system capital project also has \$750,000.00. Mr. Alger stated the first thing is do you want to pursue the digital simulcast system? Then you need to determine how to go about putting that into place. It seems to be the system that makes the most sense. Discussion followed. The Committee agreed to discuss further at next month's meeting.

MOTION TO ADJOURN MADE BY MR. FARRAND. SECONDED BY MR. WALSH. 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** Thursday, July 7, 2011 @ 10:30 a.m. **PLEASE NOTE CHANGE****

**Please send agenda items to the Clerk of the Legislature's Office
NO LATER THAN NOON on Monday, June 27, 2011.**

STEBEN COUNTY PUBLIC SAFETY & CORRECTIONS COMMITTEE

Thursday, July 7, 2011

10:30 a.m.

Legislative Committee Conference Room

Steuben County Office Building

Bath, New York

****MINUTES****

COMMITTEE: Brian C. Schu, Chair Dan C. Farrand, Vice Chair John S. Walsh

STAFF: Mark R. Alger Jack Wheeler David Hopkins
Tina Goodwin Mike Sprague Joel Ordway
Ray Dell Andy Greeley Alan Reed

LEGISLATORS: K. Michael Hanna

ABSENT: Thomas J. Ryan Randolph J. Weaver

OTHERS: Janet Marie Skinner

I. CALL TO ORDER

Mr. Schu called the meeting to order at 10:45 a.m. and asked Mr. Farrand to lead the Pledge of Allegiance.

II. APPROVAL OF MINUTES

MOTION: APPROVING THE MINUTES OF THE JUNE 6, 2011, MEETING MADE BY MR. FARRAND. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

III. DEPARTMENT REPORTS/REQUESTS

A. Sheriff's Department

1. **Video Conferencing Grant** – Sheriff Ordway requested authorization to accept a Video Conference Grant from the State in the amount of \$29,450. There is a zero County match. This would enable us to have seven different terminals. Right now we are doing video conferencing on a smaller scale with Skype. The terminals will be housed in the Department of Social Services, Probation and the Public Defender. This will save us from transporting inmates for interviews and will also lower the risk factor.

Mr. Farrand asked now that the law has changed, do the inmates have the right to say they want to go in person? Sheriff Ordway replied for the courts, yes.

MOTION: AUTHORIZING THE SHERIFF TO ACCEPT A VIDEO CONFERENCE GRANT FROM THE STATE IN THE AMOUNT OF \$29,450.00 FOR SEVEN VIDEO CONFERENCING TERMINALS MADE BY MR. FARRAND. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

2. **Bullet Proof Vests** – Sheriff Ordway informed the committee they had a four-year grant which expires in 2012. There are funds remaining. He requested authorization to anticipate revenue in the amount of \$7,000 into his Other Unclassified Revenue line item and appropriate that amount into his Uniform line item to purchase bullet proof vests for nine-first time applicants. The cost for each vest is \$735.00.

MOTION: AUTHORIZING THE SHERIFF TO ANTICIPATE REVENUE IN THE AMOUNT OF \$7,000.00 INTO HIS OTHER UNCLASSIFIED REVENUE ACCOUNT AND APPROPRIATING SAME INTO HIS UNIFORM LINE ITEM FOR THE PURCHASE OF NINE BULLET PROOF VESTS MADE BY MR. FARRAND. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

3. **Informational** – Sheriff Ordway stated that the Wyoming County Sheriff’s Office has asked us to house 10 of their inmates on a long-term basis. We will be paid \$75.00 per day/per inmate. Mr. Schu asked has the new food program been implemented? Sheriff Ordway replied that will start on August 15th.

B. 911 Enhanced

1. **Pictometry** – Mr. Hopkins reviewed the cost to renew their services with Pictometry. The lowest price is \$318,000 and that is payable over three years. Mr. Alger asked is this budgeted annually? Mr. Hopkins replied yes. Mr. Walsh asked how old are the images you are using now? Mr. Hopkins replied they are from 2009. Mr. Walsh asked when would they took new photos? Mr. Hopkins replied they would do them in the fall.

Mr. Schu asked have the assessors asked for this? Mr. Alger replied the assessors cannot use images that are older than three years. Right now we are pushing the limit. If we don’t get the new images for 2012, they will no longer be able to use them. We would still have the ability to do comparisons. The comparison would point out the differences in the images from the last fly to the current fly. Mr. Alger stated the second part of what we want to try to do is garner participation in the cost from the assessors. Even if it is minimal, it would help our bottom line. He stated that he would like to work with the assessors to come up with a package and be able to continue to provide that service to everyone else. This program is used by a lot of people, but the assessors’ participation would be helpful. Over the years we have attempted to build the cost of this into the annual operating budget. Mr. Hopkins stated they have a line item in their budget for this.

Mr. Farrand commented that he hates spending the money. Mr. Alger stated this is something that people have been able to depend on, albeit it is expensive. Mr. Farrand stated that he can understand the officer safety component and the necessity of looking at the buildings. However, 911 is really starting to cost us a lot money every year. Maybe we need to seriously look at other avenues to come up with the money. He likes the idea of looking at the assessors and towns as we are getting to the point that we can’t keep funding everything without some type of reimbursement.

Mr. Alger commented there is no easy way to do 911. You are either in it or out of it. We took a long time to get in because of the cost. In order to do it right, you have to commit to the program. He would reluctantly recommend that you do this. Mr. Farrand asked which option do you recommend? Mr. Alger stated that he would recommend doing the payments over three years and budget it annually. This would be Option 3 on the handout. Mr. Farrand asked when can some kind of process or schedule could be set up for the assessors. Mr. Alger replied they would like to meet with the assessors group and get a proposal to them for their consideration.

MOTION: AUTHORIZING THE 911 ENHANCED DEPARTMENT TO ENTER INTO A NEW CONTRACT WITH PICTOMETRY FOR A RELFY OF THE ENTIRE COUNTY FOR A COST OF \$318,000 AND ACCEPTING INVOICING OPTION #3 WITH THE UNDERSTANDING THAT THE COUNTY WILL PURSUE A CHARGEBACK TO THE ASSESSORS/TOWNS MADE BY MR. FARRAND. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 3-0. Resolution Required.

2. **Phone System RFP** – Mr. Alger stated that we knew going in that we would have to do this and the quotes are in line with what we had anticipated. Mr. Hopkins informed the committee that seven vendors responded with a total of eight different solutions. The proposal he is recommending for consideration is the most cost effective of those submitted. Mr. Alger sated this is a cost effective approach to solving the problem that will pay dividends going forward. They came up with a pretty reasonable package for the proposal.

Mr. Farrand asked this is for ten years? Mr. Hopkins replied the equipment, software license and associated hardware is included in the initial cost. Year two through ten picks up the maintenance for onsite support and the mapping application. The cost is \$434,194.36 for the system and \$117,279 for the ten year support.

MOTION: AWARDING THE PROPOSAL FOR THE 911 PHONE SYSTEM TO AK SOLUTIONS FOR \$434,194.36 FOR EQUIPMENT AND INSTALLATION AND TO SOLACOM FOR \$117,279.00 FOR THE 10 YEAR MAINTENANCE SUPPORT MADE BY MR. FARRAND. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 3-0. Resolution Required.

3. **Uninterruptable Power Supply (UPS)** – Mr. Hopkins explained early on in 911 we had a problem with the UPS system in the building. We have again had a failure in the UPS. Blackmon-Farrell came in and installed a temporary bypass for the UPS. They provided us with a quote to install a permanent bypass for \$18,850. We do not have the money in the budget. Mr. Alger stated this would need to be funded out of the Contingent Fund. Mr. Hopkins commented we could choose not to do this, but would face the same problems in the future.

MOTION: AUTHORIZING THE TRANSFER OF \$18,850.00 FROM THE CONTINGENT FUND TO THE 911 BUDGET TO PAY FOR THE INSTALLATION OF A PERMANENT BYPASS FOR THE UPS AT THE 911 CENTER MADE BY MR. WALSH. SECONDED BY MR. FARRAND. ALL BEING IN FAVOR. MOTION CARRIES 3-0. Resolution Required.

C. Emergency Management Office

1. **Law Enforcement Communications Project** – Mr. Sprague asked if anyone had any questions regarding Motorola's presentation last month. Mr. Farrand commented that he would like to see maps of the actual coverage and any proposal where additional towers should be placed. Mr. Sprague stated that he can have that information for next month's meeting.

Mr. Alger stated that is really the issue. If we change, where do we lose coverage and what can we do about it. Mr. Farrand stated that he would like Mr. Sprague to work with Sheriff Ordway and the Road Patrol Deputies to pinpoint where the lack of coverage is. Mr. Sprague stated we know now where the lack of coverage is. We don't transmit on all towers at the same time. That is where the simulcast fills those gaps. We did coverage testing when we first put the system in.

Mr. Walsh asked without adding towers, do you think we will get more coverage? Mr. Sprague replied 98 – 99 percent of the County would be covered. There are some gaps based on the 95 percent guaranteed coverage. We certainly could use another tower.

Sheriff Ordway commented that he has heard horror stories from other Sheriff's about how with the narrow banding they went from 95 percent coverage down to 60 percent coverage.

Mr. Farrand stated that he is hearing from the fire departments that one of the towers in either Jasper or Woodhull transmits only 200 feet up. Why and what is the cost for the cable? Mr. Sprague stated that there were pre-existing conditions that he inherited. They did explore with regard to the tower in Jasper, moving up to 300 feet. We did an engineering analysis and the tower is not strong enough to support that.

Mr. Sprague stated during last month's presentation, we highlighted the schedule that we need to try to make. The contract would need to be in place by November 2011. Mr. Schu asked that Mr. Sprague provide the mapping coverage and we will put this item on the agenda for the August meeting.

2. **Disaster Declaration** – Mr. Sprague informed the committee that the disaster declaration goes back to May 8, 2011. The preliminary damage assessment is \$600,000. We are still waiting for word from FEMA and they have not denied or approved. We did hold an applicant briefing on June 27th for all highway departments. We have not identified when they will start doing applications at this point.

IV. OLD/NEW BUSINESS

A. **Meeting Schedule Changes** – Mr. Schu stated that the August meeting will be held on Monday, August 1, 2011 at 9:00 a.m. and the September meeting will be held on Monday, September 12, 2011 at 10:30 a.m.

MOTION: TO ADJOURN MADE BY MR. FARRAND. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 3-0.

Respectfully Submitted by

Amanda L. Chapman
Deputy Clerk
Steuben County Legislature

NEXT MEETING SCHEDULED FOR
****PLEASE NOTE CHANGE** Monday, August 1, 2011 @ 9:00 a.m. **PLEASE NOTE CHANGE****

Please send agenda items to the Clerk of the Legislature's Office
NO LATER THAN NOON on Monday, July 25, 2011.

STEBEN COUNTY PUBLIC SAFETY & CORRECTIONS COMMITTEE

Monday, August 1, 2011

9:00 a.m.

Legislative Committee Conference Room

Steuben County Office Building

Bath, New York

****MINUTES****

COMMITTEE: Brian C. Schu, Chair Dan C. Farrand, Vice Chair Thomas J. Ryan
John S. Walsh Randolph J. Weaver

STAFF: Mark R. Alger Jack Wheeler Michael Sprague
David Hopkins James Gleason Ray Dell

LEGISLATORS: Joseph J. Hauryski Carol A. Ferratella K. Michael Hanna
Christopher G. Quinlan Gary B. Roush

OTHERS: Mary Perham, *The Leader*

I. CALL TO ORDER

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

II. APPROVAL OF MINUTES

MOTION: APPROVING THE MINUTES OF THE JULY 7, 2011 MEETING MADE BY MR. FARRAND. SECONDED BY MR. WEAVER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

III. DEPARTMENTAL REPORTS/REQUESTS

A. Emergency Management Office

1. **Acceptance of 2010 Homeland Security Grant** – Mr. Sprague requested authorization to accept a Homeland Security Grant in the amount of \$127,599. He stated that \$102,055 is for the Emergency Management Office and the remaining \$25,544 is for Public Health Nursing. This is a non-matching grant. Mr. Sprague distributed a handout outlining where they would be allocating funding. In addition, he also requested authorization to amend his major and minor equipment to include the items listed on the handout.

Mr. Weaver asked for a description of the protective clothing. Mr. Sprague replied they are able to replace some of their gear for the Fire Investigators through the Homeland Security Grant and have allocated \$10,000 for that purpose. The cost for a full suit is \$2,500. The protective clothing for the WMD/Decon is really for the trailers. Once you use a suit, you have to replace it. We have allocated \$9,055 of the grant funding to do that.

Mr. Farrand asked isn't there a shelf life on the WMD/Decon suits? Mr. Sprague replied there is a recommended time period for the suits. The original suits were purchased in 2003. They have allowed us to keep using the suits after the recommended shelf life as long as we do testing on the suits. The cost for a new suit is \$1,500 - \$1,600. They do have new lifetime suits that don't break down like the current ones we have.

Mr. Sprague stated that they are splitting the allocation for interoperable communications 30/10 between the major and minor equipment lines. The funding that Public Health is receiving will be used to pay the contract for their Emergency Planner. Discussion followed.

MOTION: AUTHORIZING THE DIRECTOR OF THE EMERGENCY MANAGEMENT OFFICE TO ACCEPT A 2010 HOMELAND SECURITY GRANT IN THE AMOUNT OF \$127,599; \$102,055 FOR EMERGENCY MANAGEMENT OFFICE AND \$25,544 FOR PUBLIC HEALTH & NURSING SERVICES, AND ALLOCATING \$102,055 TO VARIOUS BUDGET LINES AND AMENDING THE MAJOR EQUIPMENT LIST TO INCLUDE \$30,000 FOR INTEROPERABLE COMMUNICATIONS AND AMENDING THE MINOR EQUIPMENT LIST TO INCLUDE \$10,000 FOR INTEROPERABLE COMMUNICATIONS, \$9,055 FOR PPE WMD/DECON AND \$10,000 FOR PPE WMD/INVESTIGATION MADE BY MR. FARRAND. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

2. **Narrowband Communication Project – Follow-Up** – Mr. Sprague reviewed a PowerPoint presentation depicting coverage maps for various areas of the County. In Woodhull, to improve coverage, we could add a site at the Verizon tower. The question is really to do that we would need connectivity at that site and now we don't have it. This is a building block for down the road. If the fiber goes to that site, we would have connectivity right away.

Mr. Farrand asked what is the cost to provide that? Mr. Sprague replied for the microwave it would be \$100,000 with approximately \$80,000 of that for the construction of a building for the microwave to be housed in. If the fiber comes along, we could use that for connectivity.

Mr. Alger asked will you be doing a coverage study? If we are spending that type of money, he would like to know more information regarding different locations, etc. Mr. Sprague replied you would certainly want to go through and look it over. We also had talked about going to a site at Pinnacle. We are trying to address the questions that Mr. Farrand had. Right now law enforcement officers are responsible for picking the towers to communicate on. They don't have the coverage maps in their vehicles to look at to determine which towers will work. When we do simulcast, they will be able to use all the towers at the same time.

Mr. Farrand asked what does the company say about coverage? Mr. Sprague replied what you are seeing on these maps are what they are predicting. They have a performance bond. They will do coverage testing with us. If you want a guarantee of coverage, there would be a fee for that. Mr. Schu asked didn't the representative indicate that coverage would be better? Mr. Sprague replied yes. They are guaranteeing 95 percent coverage.

Mr. Farrand asked is the next step to approve the contract? Mr. Sprague replied the next step would be for the committee to forward this to the Finance Committee for their consideration.

Mr. Ryan asked are there any disadvantages to doing this? Undersheriff Dell replied there are operational disadvantages. We may have to utilize more than one primary frequency if we go to simulcast. Mr. Alger explained currently if law enforcement in Hornell is on the radio, law enforcement in Corning cannot hear them. When you go to simulcast, everyone will be able to hear everything. We will need to set up protocols. Mr. Farrand asked will it still be car to car? Undersheriff Dell replied we can still do that. One of the biggest things is if we have a primary emergency channel. We would need to reallocate working channels and delegate out city and village frequencies. Discussion followed.

MOTION: FORWARDING THE REQUEST TO FUND THE NARROWBAND COMMUNICATIONS PROJECT TO THE FINANCE COMMITTEE FOR THEIR CONSIDERATION MADE BY MR. FARRAND. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

3. **Review of I390 Bus Incident** – Mr. Sprague informed the committee that on July 17, 2011, there was a rollover bus accident on I390. The bus left the roadway and rolled into a wooded area about 300' off the road. There were 37 passengers on board. The rescue operations were supported by his office and 911. There was a lot of coordination by various agencies. Mr. Sprague stated that he would like to see the various agencies recognized by the Legislature. Mr. Alger suggested a resolution acknowledging the agencies with copies to be sent to all agencies involved.

MOTION: RECOGNIZING THE EFFORTS OF MULTIPLE AGENCIES INVOLVED IN THE RESCUE OPERATION OF THE BUS ACCIDENT ON I390 THAT OCCURRED ON JULY 17, 2011 MADE BY MR. FARRAND. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

4. **Regional Exercise Grant** – Mr. Sprague stated that they received confirmation from Homeland Security that the regional exercise grant they were awarded last year still has \$32,000 left in it. We could use the remaining money to hire a consultant and do a functional exercise. In a functional exercise, we would activate the three EOC's (Chemung, Schuyler and Steuben) and work the exercise through the EOC's. We received a letter from Homeland Security giving us permission to use the remaining funding for that purpose. There would be no cost to the County. Schuyler and Chemung counties are both in agreement with this.

Mr. Ryan asked you are going to hire a consultant to plan an exercise? Mr. Sprague replied yes. The scenario would be a hurricane/flood event. We would work through that incident. Mr. Ryan asked why don't you use the real life incident that happened with the bus accident? Mr. Sprague replied this has to stay within the context of the original regional exercise grant.

MOTION: AUTHORIZING THE DIRECTOR OF THE EMERGENCY MANAGEMENT OFFICE TO SOLICIT RFP'S FOR A CONSULTANT TO PLAN A REGIONAL EXERCISE FOR THE THREE COUNTIES OF CHEMUNG, SCHUYLER AND STEUBEN USING THE REMAINING \$32,000 IN FUNDING FROM THE HOMELAND SECURITY REGIONAL PLANNING EXERCISE GRANT MADE BY MR. FARRAND. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

5. **Licenses** – Mr. Farrand stated that he would like to know the status of radio communications licenses for all fire departments. He is aware that some of the licenses have expired. Mr. Sprague stated that he would provide that information to Mr. Farrand.

B. 911 Enhanced

1. **Next Generation 911 Advancement Act of 2011** – Mr. Hopkins stated that there is a proposed bill to amend the communications plan. This would provide a better framework for having nationwide guidelines to be considered to become policy. This proposed bill has not yet been assigned a number. Discussion followed.

MOTION: REQUESTING CONGRESSMAN REED TO SUPPORT AND SPONSOR THE NEXT GENERATION 911 ADVANCEMENT ACT OF 2011 MADE BY MR. FARRAND. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

MOTION: TO ADJOURN MADE BY MR. WEAVER. SECONDED BY MR. FARRAND. 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, September 12, 2011 @ 10:30 a.m. **PLEASE NOTE CHANGE****

**Please send agenda items to the Clerk of the Legislature's Office
NO LATER THAN NOON on Monday, August 29, 2011.**

STEBEN COUNTY PUBLIC SAFETY & CORRECTIONS COMMITTEE

*Monday, September 12, 2011
10:30 a.m.
Legislative Conference Room
Steuben County Office Building
Bath, New York*

****MINUTES****

COMMITTEE: Brian C. Schu, Chair Thomas J. Ryan John S. Walsh
 Randolph J. Weaver

STAFF: Mark R. Alger David Hopkins Joel Ordway
 Michael Sprague

LEGISLATORS: Joseph J. Hauryski Lawrence P. Crossett Carol A. Ferratella
 Christopher G. Quinlan John S. Walsh

ABSENT: Dan C. Farrand, Vice Chair

OTHERS: Jean Marie Skinner
 Mary Perham, *The Leader*

I. CALL TO ORDER

Mr. Schu called the meeting to order at 10:30 a.m. He asked Mr. Weaver to lead the Pledge of Allegiance.

II. APPROVAL OF MINUTES

MOTION: APPROVING THE MINUTES FROM THE AUGUST 1, 2011 MEETING MADE BY MR. WEAVER. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

III. DEPARTMENTAL REPORTS/REQUESTS

A. 911 Enhanced

1. **Next Generation 911 Advancement Act Update** – Mr. Hopkins stated that last month the committee had agreed to lend support for the Next Generation 911 Advancement Act while it was in draft form. This legislation has now been introduced as bill No. H.R. 2629.

Mr. Weaver asked is this the legislation that states that 911 fees that we see on our telephone bills will actually be used for 911? Mr. Hopkins replied this legislation speaks to the next generation technology that will be released and will provide the funding mechanism and states that the misuse of those funds will no longer be looked at favorably.

Mr. Weaver asked how does the new software we purchased fit into this? Mr. Hopkins replied the industry will need to make some changes. It will be a couple of years before those changes will be completed. Our system will comply with this act. He requested the Full Board's support of this legislation.

Mr. Alger commented last month we had held off on doing a resolution as there was no bill number. We are now recommending that we go forward with that memorializing resolution.

MOTION: MEMORIALIZING THE FEDERAL GOVERNMENT TO SUPPORT H.R. 2629, THE NEXT GENERATION 911 ADVANCEMENT ACT MADE BY MR. WALSH. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0. Resolution Required.

B. Sheriff's Department

1. **Personnel Reclassification** – Sheriff Ordway requested authorization to reclassify a vacant Captain position in the Jail to a Sergeant position. He stated that he has received the approval of both the Commission of Corrections and the Personnel Officer.

Mr. Alger informed the committee that in the Jail, we had two Captains, which internally, were the Assistant Jail Superintendents. The Sheriff has recommended, and the Commission of Corrections has approved, only having one Assistant Jail Superintendent. This approval will result in the second Captain position being reclassified to a Sergeant. This reclassification will save us money. Mr. Alger explained the reason we had two Captains was when the construction was going on, they felt they needed someone on that level to participate in the construction of the additional wing.

MOTION: AUTHORIZING THE SHERIFF TO RECLASSIFY ONE CAPTAIN POSITION IN THE JAIL TO A SERGEANT POSITION IN THE JAIL MADE BY MR. WEAVER. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

2. **Budget Transfer** – Sheriff Ordway requested authorization to transfer \$31,770 from the Food line item to the Salaries – Food Service line item to cover the costs for the three cooks they just hired.

MOTION: AUTHORIZING THE SHERIFF TO TRANSFER \$31,770 FROM THE FOOD LINE ITEM TO THE SALARIES – FOOD SERVICE LINE ITEM MADE BY MR. RYAN. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

3. **Bid** – Sheriff Ordway requested authorization to do a local bid for milk and produce. These items are not on the State contract.

MOTION: AUTHORIZING THE SHERIFF'S DEPARTMENT TO SOLICIT BIDS FOR MILK AND PRODUCE MADE BY MR. RYAN. SECONDED BY MR. WEAVER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

4. **GPS Tracking Devices** – Mr. Weaver stated that the Public Works Department is working on purchasing GPS tracking devices for some of their vehicles. Is this something that you would like to look at? Sheriff Ordway replied they already have the AVL (Automatic Vehicle Locators) in their vehicles.

5. **Video Conferencing** – Mr. Quinlan asked how is the system working to interview clients from the Jail? Sheriff Ordway replied this is saving us in transporting costs. We are doing this with Probation, some Mental Health and with the Public Defender. This has cut our transport costs by 25 percent or more.

C. Emergency Management Office

1. **Storm Updates** – Mr. Sprague informed the committee that due to the damage that areas in the State suffered from Hurricane Irene, he sent twelve storm emergency units to Dutchess, Greene and Schoharie counties to help them with their cleanup efforts.

Mr. Sprague stated that Tropical Storm Lee was a sobering reminder to us of how vulnerable we really are. Another twenty miles and it would have hit us. We did deploy seven storm emergency units. They are asking for assistance with their EMS resources, but at this time, we will not be able to help with that. On a side note, one of the interesting things that we have done is used the I Am Responding Program to send text messages to canvass for available resources. It has been a valuable tool. Broome and Otsego counties will be called out of service for three to five days to allow their volunteers to go home. During that time we will be using some of our resources to fill in for them. Discussion followed.

MOTION: TO ADJOURN REGULAR SESSION AND RECONVENE IN EXECUTIVE SESSION PURSUANT TO PUBLIC OFFICERS' LAW, ARTICLE 7§ 105.1.F. THE MEDICAL, FINANCIAL, CREDIT OR EMPLOYMENT HISTORY OF A PARTICULAR PERSON OR CORPORATION, OR MATTERS LEADING TO THE APPOINTMENT, EMPLOYMENT, PROMOTION, DEMOTION, DISCIPLINE, SUSPENSION, DISMISSAL OR REMOVAL OF A PARTICULAR PERSON OR CORPORATION MADE BY MR. RYAN. SECONDED BY MR. WEAVER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

MOTION: TO ADJOURN EXECUTIVE SESSION AND RECONVENE IN REGULAR SESSION MADE BY MR. WALSH. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

MOTION: TO ADJOURN MADE BY MR. WEAVER. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

Respectfully Submitted by

Amanda L. Chapman
Deputy Clerk
Steuben County Legislature

**NEXT MEETING SCHEDULED FOR
Monday, October 3, 2011, @ 10:30 a.m.**

**Please send agenda items to the Clerk of the Legislature's Office
NO LATER THAN NOON on Monday, September 26, 2011.**

STEBEN COUNTY PUBLIC SAFETY AND CORRECTIONS COMMITTEE

Monday, October 3, 2011

10:30 a.m.

*Legislative Conference Room
Steuben County Office Building
Bath, New York*

****MINUTES****

COMMITTEE:	Brian C. Schu, Chair John S. Walsh	Dan C. Farrand, Vice Chair Randolph J. Weaver	Thomas J. Ryan
STAFF:	Mark R. Alger Mike Sprague Tina Goodwin	Jack Wheeler Tim Marshall Jim Gleason	Byrum Cooper David Hopkins Shawn Corey
LEGISLATORS:	Joseph J. Hauryski Christopher G. Quinlan	Carol A. Ferratella Gary B. Roush	K. Michael Hanna Thomas J. Ryan
OTHERS:	Jean Marie Skinner		

I. CALL TO ORDER

Mr. Schu called the meeting to order at 10:30 a.m. and asked Mr. Weaver to lead the Pledge of Allegiance.

II. APPROVAL OF MINUTES

MOTION: APPROVING THE MINUTES FROM THE SEPTEMBER 12, 2011, MEETING MADE BY MR. FARRAND. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

III. DEPARTMENTAL REPORTS/REQUESTS

A. Public Defender

1. **Contingency Fund Transfer** – Mr. Cooper requested a transfer of \$6,500 from the Contingency Fund to cover upcoming bills. Specifically, computer research services, mileage, transcripts, office supplies, training, professional licensing fees and law books.

Mr. Alger informed the committee that the State is gradually taking away aid from the Public Defender’s Office and placing that funding in a competitive grant program. That money has to be used for new things as opposed to the expenses that we have been paying. Through this new program, we will have lost \$270,000 in funding.

Mr. Schu asked do you anticipate needing additional funding from the Contingency Fund at the end of the year? Mr. Cooper replied no.

MOTION: AUTHORIZING THE TRANSFER OF \$6,500 FROM THE CONTINGENCY FUND TO THE PUBLIC DEFENDER’S BUDGET TO COVER EXPENSES IN THE COMPUTER RESEARCH SERVICES, MILEAGE, TRANSCRIPTS, OFFICE SUPPLIES, TRAINING, PROFESSIONAL LICENSING FEES AND LAW BOOKS MADE BY MR. RYAN. SECONDED BY MR. WEAVER. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

B. Emergency Management Office

1. **Award of RFP for Homeland Security Funded Regional Flood Exercise** – Mr. Sprague stated that back in June or July they had put out an RFP to provide a regional training exercise which is a continuation of the tabletop exercise that we had done last year. We had a budget of \$32,000. We received five proposals back, of which two of those did not meet the specifications. There was also one proposal that came in over budget. He

recommended awarding the RFP to NRH Associates for \$31,990. This is the same consultant who did our tabletop exercise. We are using the remaining Homeland Security Grant funding and this exercise will need to be done by the end of this year.

Mrs. Ferratella asked is this for all three counties? Mr. Sprague replied yes, this will be for Chemung, Schuyler and Steuben.

MOTION: AWARDING THE RFP TO DEVELOP AND PROVIDE A REGIONAL TRAINING EXERCISE, DOCUMENT #GC-11-012-P TO NRH ASSOCIATES FOR A COST OF \$31,990 MADE BY MR. FARRAND. SECONDED BY MR. WEAVER. MOTION CARRIES 4-1. (MR. RYAN OPPOSED)

2. **Update on Flood Response** – Mr. Farrand commented that he has heard from several EMS directors that the State really messed up on this response. Mr. Sprague stated that there were 700 deployments over a 27 day period. In our county we had five separate deployments. We also supported Chemung County with six code enforcement officers. There were difficulties. The State Office had undergone some personnel changes and there were many staff that had never been through an event like this before. There were communication issues as well as some political issues. Mr. Farrand commented this is an expense to the departments, which in turn is an expense to those taxpayers. We need to get more on board with what the State is doing and vice versa.

C. 911 Enhanced Department

1. **Budget Transfer** – Mr. Hopkins requested authorization to transfer \$6,000 from the Equipment Maintenance line item to the Minor Equipment line item to purchase chairs for the 911 Operations Center.

MOTION: AUTHORIZING THE 911 ENHANCED DEPARTMENT TO TRANSFER \$6,000 FROM THE EQUIPMENT MAINTENANCE LINE ITEM TO THE MINOR EQUIPMENT LINE ITEM TO PURCHASE CHAIRS FOR THE 911 OPERATIONS CENTER MADE BY MR. RYAN. SECONDED BY MR. WEAVER. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

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

Respectfully Submitted by

Amanda L. Chapman
Deputy Clerk
Steuben County Legislature

**NEXT MEETING SCHEDULED FOR
Monday, November 7, 2011, @ 10:30 a.m.**

**Please send agenda items to the Clerk of the Legislature's Office
NO LATER THAN NOON on Monday, October 31, 2011.**

STEBEN COUNTY PUBLIC SAFETY & CORRECTIONS COMMITTEE

Monday, November 7, 2011

10:30 a.m.

*Legislative Committee Room
Steuben County Office Building
Bath, New York*

****MINUTES****

COMMITTEE: Brian C. Schu, Chair Dan C. Farrand, Vice Chair Thomas J. Ryan
John S. Walsh Randolph J. Weaver

STAFF: Mark R. Alger Joel Ordway David Hopkins
Tina Goodwin Andy Greeley Mike Sprague
Byrum Cooper Nancy Smith Alan Reed

LEGISLATORS: Joseph J. Hauryski Carol A. Ferratella K. Michael Hanna
Christopher G. Quinlan Gary B. Roush

OTHERS: Mary Perham, *The Leader*

I. CALL TO ORDER

Mr. Schu called the meeting to order at 10:30 a.m. and asked Mr. Weaver to lead the Pledge of Allegiance.

II. APPROVAL OF MINUTES

MOTION: APPROVING THE MINUTES OF THE OCTOBER 3, 2011, MEETING MADE BY MR. WEAVER. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

III. DEPARTMENTAL REPORTS/REQUESTS

A. Public Defender

1. **Indigent Legal Services Fund** – Mr. Cooper informed the committee that for many years they have received funding from the State for indigent legal services. The amount has been approximately \$300,000 per year. Beginning this year, a percentage of that amount must be applied for by counties along with a proposal to upgrade indigent legal services. This year we are required to apply for 10 percent of that funding. We will be required to submit quarterly vouchers to get our reimbursement from the State. This year our proposal is to upgrade our internal legal research capabilities and investigative services. The State has approved our request. Mr. Cooper requested authorization to contract with the State to receive \$30,904.00 from the Indigent Legal Services Grant.

Mr. Alger suggested the committee approve the contract and let the Finance Committee determine the best way to handle the cash flow.

MOTION: AUTHORIZING THE PUBLIC DEFENDER TO ACCEPT AN INDIGENT LEGAL SERVICES FUND GRANT IN THE AMOUNT OF \$30,904.00 AND FORWARDING TO THE FINANCE COMMITTEE FOR THEIR REVIEW MADE BY MR. WEAVER. SECONDED BY MR. FARRAND. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

Mr. Weaver asked with regard to your monthly report, is your caseload decreasing? Mr. Cooper replied that is generally true for criminal cases as nationally felonies are on the decrease. Conversely, our family court cases have increased.

B. Emergency Management Office

1. **BLS First Response Agency Updates for NYS DOH** – Mr. Sprague informed the committee that the NYS Department of Health EMS Bureau is requiring EMS agencies to submit paperwork such as transport agency agreements, personnel, medical director verification and other information. Failure to provide this information by December 31, 2011, will result in the agency's DOH agency code being deactivated and thereby making the agency members ineligible for EMS training reimbursement funding. The second requirement is that the State is now stating that they will only accept electronic Patient Condition Reports (PCR's) beginning July 1, 2011. With this directive, they have not provided guidance or funding to assist the EMS agencies with the access to or the purchase of electronic PCR software. Lastly, the Bureau has authority over the EMS frequencies within the State. However, they have not provided the EMS agencies with any guidance or assistance to address this issue. There are several frequencies that are designated by the Bureau and access is limited through their authorization. In particular, these frequencies govern the communications between the ambulances and the hospitals.

Mr. Sprague stated that his recommendation is that we send something to the NYS DOH EMS Bureau urging them to assist the EMS agencies with these directives. Mr. Ryan asked what is the motivation behind these directives? Mr. Sprague replied the DOH wants to move forward, but doesn't want to spend money. They also want to go with the electronic PCR's.

Mr. Weaver asked do you think the State is looking to consolidate the smaller agencies? Mr. Sprague replied it is hard to say. For the volunteer agencies, the funding stream is just not there. Mr. Weaver commented maybe we need to look at the regionalization of EMS services in Steuben County. It may be cost effective.

MOTION: URGING THE NEW YORK STATE DEPARTMENT OF HEALTH EMS BUREAU TO PROVIDE ASSISTANCE TO THE COUNTY'S EMS AGENCIES WITH THE BUREAU'S REQUIREMENTS REGARDING BLS FIRST RESPONDER INFORMATION, ELECTRONIC PCR'S AND EMS FREQUENCIES MADE BY MR. FARRAND. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

2. **Overview of Regional Flood Exercise** – Mr. Sprague provided the committee with a brief overview of the Regional Flood Exercise that took place on October 25, 2011.

3. **Grant Update** – Mr. Sprague informed the committee that they received the award for a Fiscal Year 2011 Homeland Security Grant in the amount of \$150,000. That includes an award of \$50,000 for the Sheriff's Department. At the beginning of January we will determine where the money will be going. This grant is about a month late and this is the funding that we use for the IAmResponding Program.

4. **Emergency Alerting System** – Mr. Sprague announced that a national test of the Emergency Alerting System will be conducted on November 9, 2011, at 2:00 p.m. This will be a 30-second broadcast.

C. 911 Enhanced

1. **Erie County Lawsuit** – Mr. Hopkins distributed copies of the draft Erie County lawsuit regarding the misuse of the cellular surcharge. He requested the committee consider a resolution of support. Mr. Reed stated that he will contact Erie County to see if they are looking for other counties to join their case. Mr. Weaver asked if Erie County prevails in their action, would the money awarded go only to Erie County or to everyone in the State? Mr. Reed replied it would set a precedent for future uses. Mr. Schu commented at this point he doesn't know what action we could take as Erie County has initiated the suit. The committee asked the County Attorney to contact Erie County and decided no action was needed at this time.

D. Sheriff's Department

1. **Grant** – Sheriff Ordway requested authorization to accept a grant from the Governor's Traffic Safety Committee in the amount of \$3,170 for the Bicycle Rodeo Safety Program. This is a non-matching grant.

MOTION: AUTHORIZING THE SHERIFF TO ACCEPT A GOVERNOR'S TRAFFIC SAFETY GRANT IN THE AMOUNT OF \$3,170.00 FOR A BICYCLE RODEO SAFETY PROGRAM MADE BY MR. WEAVER. SECONDED BY MR. FARRAND. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

2. **MDT Lease or Purchase** – Sheriff Ordway informed the committee that they have had their current MDT's for seven years and the warranty has expired. The cost to purchase 22 MDT's is \$93,732 and to lease would be \$103,350. We would see a savings of \$9,618 if we purchased them outright. Mr. Farrand asked under the lease, would they take care of repairs? Sheriff Ordway replied yes. There is also an extended warranty if we purchase them outright.

Mr. Alger stated that after looking at both options, he would suggest purchasing the units outright. The Sheriff has \$49,401.00 in his budget and we would need to transfer \$45,000.00 from the Contingency Fund to cover the remaining balance.

MOTION: AUTHORIZING THE SHERIFF TO PURCHASE TWENTY-TWO (22) MOBILE DATA TERMINALS (MDT'S) FOR A TOTAL PRICE OF \$93,732.00 INCLUDING AN EXTENDED WARRANTY, AND AUTHORIZING A TRANSFER OF \$45,000.00 FROM THE CONTINGENCY FUND TO COVER SAID PURCHASE MADE BY MR. RYAN. SECONDED BY MR. WEAVER. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

3. **Personnel** – Sheriff Ordway stated they currently have four vacant, 32-hour Correction Officer positions. He requested authorization to extend three of those 32-hour positions to 40-hour positions. In addition, he would like to leave one vacant 32-hour position zero-based.

MOTION: AUTHORIZING THE SHERIFF TO EXTEND THREE (3) VACANT 32-HOUR CORRECTION OFFICER POSITIONS TO THREE (3) 40-HOUR POSITIONS AND TO LEAVE ONE (1) VACANT 32-HOUR CORRECTION OFFICER POSITION ZERO-BASED MADE BY MR. FARRAND. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0.

4. **Agreement with NYS Parks & Recreation** – Sheriff Ordway requested authorization to enter into an agreement with the NYS Office of Parks & Recreation for the loan of a new Boston Whaler boat at no charge to the County. This will be a great asset to us.

MOTION: AUTHORIZING THE SHERIFF TO ENTER INTO AN AGREEMENT WITH THE NYS OFFICE OF PARKS & RECREATION FOR THE LOAN OF A NEW BOSTON WHALER PATROL BOAT AT NO COST TO THE COUNTY MADE BY MR. FARRAND. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

5. **Budget Transfer – Fuel** – Sheriff Ordway informed the committee that last year he had requested \$110,000 for his fuel line item and that was trimmed back to \$100,000. This year we have already spent \$109,000. We are averaging \$12,000 per month. We transferred money out of various accounts to pay for our August bill. However, we have not paid our bill for September or October. He requested an appropriation of \$50,000 from the Contingency Fund to cover fuel expenses through the end of the year.

Mr. Alger stated we did not know what the fuel prices would be this year when we did the budget. This is an unexpected expense.

MOTION: AUTHORIZING THE TRANSFER OF \$50,000.00 FROM THE CONTINGENCY FUND TO THE SHERIFF'S FUEL LINE ITEM TO COVER FUEL EXPENSES THROUGH THE END OF THE YEAR MADE BY MR. WEAVER. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 5-0. Resolution Required.

6. **Informational** – Sheriff Ordway informed the committee that they use Government Pay Net for individuals to pay bail. They have now extended that to the Civil Office for individuals to pay civil fees by credit

card. In addition we have also changed over our pharmaceutical to Kinney Drug. There are fifteen (15) counties that use them and have realized savings.

7. **Video Conferencing Grant** – Mr. Alger stated that in July the committee had approved a Video Conferencing Grant in the amount of \$29,450. However, a resolution was never brought before the Board. We will be placing this on the November agenda as the Sheriff needs to get his ordering done this month.

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

Respectfully Submitted by

Amanda L. Chapman
Deputy Clerk
Steuben County Legislature

**NEXT MEETING SCHEDULED FOR
Monday, December 5, 2011, @ 10:30 a.m.**

**Please send agenda items to the Clerk of the Legislature's Office
NO LATER THAN NOON on Monday, November 28, 2011.**

2. **Child Passenger Safety Grant Award** – Sheriff Ordway requested authorization to accept a Child Passenger Safety Grant award from the Governor’s Traffic Safety Committee in the amount of \$10,900. This is a zero-match grant.

MOTION: AUTHORIZING THE SHERIFF TO ACCEPT A CHILD PASSENGER SAFETY GRANT FROM THE GOVERNOR’S TRAFFIC SAFETY COMMITTEE IN THE AMOUNT OF \$10,900 MADE BY MR. WALSH. SECONDED BY MR. WEAVER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

C. Administrator

1. **Assigned Counsel Program** – Mr. Alger informed the committee that we contract out for the Assigned Counsel Program and every year we run short. After talking with the Treasurer, he would recommend a transfer from the Contingency Fund in the amount of \$100,000. Last year we transferred \$75,000. Mr. Alger explained with the Assigned Counsel Program, the cases are assigned, but not billed. They establish an accounts payable line and pay for those out of that.

Mr. Weaver asked would it be cost effective to hire another lawyer? Mr. Alger replied there is no simple answer. The majority of the cases are considered conflicts. If the Bar Association would approve a conflicts office for Family Court cases, then you could represent both parties with county staff. We have not pushed for that very hard, however, we may be at a point where we need to re-examine that. If you do a conflicts office in conjunction with the Public Defender, the Bar Association and the Office of Court Administration have to approve that plan.

Mr. Alger commented we spend \$500,000 on the Assigned Counsel Program each year. You will not save \$500,000 by having a conflicts office, however, it would fix the costs for a portion of that caseload. It is a viable option. We budgeted \$450,000 this year. For next year we added an additional \$50,000 to the line item to get it closer to where it should be. It all depends on the year.

MOTION: AUTHORIZING A TRANSFER OF \$100,000 FROM THE CONTINGENCY FUND TO THE 2011 BUDGET FOR THE ASSIGNED COUNSEL PROGRAM TO PAY EXPENSES THROUGH THE END OF THE YEAR MADE BY MR. WEAVER. SECONDED BY MR. RYAN. ALL BEING IN FAVOR. MOTION CARRIES 4-0. Resolution Required.

IV. **OTHER BUSINESS**

A. **Meeting Date Change** – Mr. Alger stated that due to the New Year’s holiday, he recommends moving the date of the January meeting to Monday, January 9, 2012 at 11:30 a.m.

MOTION: MOVING THE DATE OF THE JANUARY PS&C MEETING TO MONDAY, JANUARY 9, 2012, AT 11:30 A.M. MADE BY MR. WALSH. SECONDED BY MR. WEAVER. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

MOTION: TO ADJOURN REGULAR SESSION AND RECONVENE IN EXECUTIVE SESSION PURSUANT TO PUBLIC OFFICERS’ LAW, ARTICLE 7§ 105.1.F. THE MEDICAL, FINANCIAL, CREDIT OR EMPLOYMENT HISTORY OF A PARTICULAR PERSON OR CORPORATION, OR MATTERS LEADING TO THE APPOINTMENT, EMPLOYMENT, PROMOTION, DEMOTION, DISCIPLINE, SUSPENSION, DISMISSAL OR REMOVAL OF A PARTICULAR PERSON OR CORPORATION MADE BY MR. WEAVER. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

MOTION: TO ADJOURN EXECUTIVE SESSION AND RECONVENE IN REGULAR SESSION MADE BY MR. RYAN. SECONDED BY MR. WALSH. ALL BEING IN FAVOR. MOTION CARRIES 4-0.

**MOTION: TO ADJOURN MADE BY MR. WALSH. SECONDED BY MR. RYAN. ALL BEING IN FAVOR.
MOTION CARRIES 4-0.**

Respectfully Submitted by

Amanda L. Chapman
Deputy Clerk
Steuben County Legislature

**NEXT MEETING SCHEDULED FOR
PLEASE NOTE CHANGEMonday, January 9, 2012 @ 11:30 a.m.**PLEASE NOTE CHANGE****

**Please send agenda items to the Clerk of the Legislature's Office
NO LATER THAN NOON on Monday, December 26, 2011.**