

**REGULAR MEETING OF
PUBLIC SAFETY COMMITTEE
Ontario County Safety Training Facility
December 9, 2013 - 2:00 P.M.**

Committee Members

Samuel Casella, Chairman
Mary Luckern – Necessarily Absent
John Champlin
Norm Teed
Robert A. Green, Jr.
Donald Ninestine

Others Present

John Garvey, Philip Povero, Alice Haskins
Tom Harvey, Jeff Rougeux, Leanne Lapp
Jeff Rougeux, Dru Malavase, Steve DeChick
Mary Gates, Halle Stevens, Deb Trickey
Gregory Bendzlowicz

The Public Safety Committee met at the Ontario County Safety Training Facility on Monday, December 9, 2013. Supervisor Ninestine introduced Supervisor-elect Greg Bendolwicz from Geneva, whom he invited to attend the meeting. Supervisor Casella called the meeting to order at 2:00 p.m. and chaired the meeting.

Approval of Minutes:

Supervisor Teed moved approval of the Minutes of the Regular Meeting held on November 25, 2013. Supervisor Champlin seconded the motion, carried unanimously.

County Administrator:

Mr. Garvey addressed the Committee regarding a Budget Transfer for the Assigned Counsel program. He is hopeful that this will be the last of these requests and is optimistic about the new Assigned Counsel program. This Budget Transfer request is to cover shortages for cases assigned and attorney fees. Discussion followed.

At 2:15 p.m. Supervisor Ninestine moved to adjourn the regular meeting and enter into Executive Session to discuss pending litigation based on Public Meetings Law, Letter D, for a discussion regarding current litigation. Supervisor Teed seconded the motion, carried unanimously. All stayed with the exception of Mr. Bendolwicz.

At 2:20 p.m. Supervisor Ninestine moved to adjourn Executive Session and return to the Regular Meeting. Supervisor Teed seconded the motion, carried unanimously.

Supervisor Champlin moved approval of the Budget Transfer as requested by Mr. Garvey. Supervisor Green seconded the motion, carried unanimously.

Public Defender:

Ms. Lapp requested authorization to accept additional funding from the Office of Indigent Legal Services. The purpose of this grant is to create a position to handle Family Court cases – specifically failure to pay child support that could result in incarceration and Article 10 – abuse and neglect cases. These two types of cases reflect work that the Public Defender office already does. Due to the way the grant is structured, not all of the funding can be applied toward the attorney's salary. Ms. Lapp would need upwards of \$30,000 to pay the attorney over the next three years. She anticipates those funds to come out of the Assigned Counsel budget since the office will be taking over some of these cases.

Supervisor Ninestine moved approval as requested by Ms. Lapp. Supervisor Green seconded the motion, carried unanimously.

Planning:

Mr. Harvey requested authorization for the renewal of a License Agreement with Sprint Spectrum L.P. for the Cheshire tower site. The current lease expires January 20, 2015. The agreement requires that the County renew (or not) a year in advance.

Supervisor Green moved approval as requested by Mr. Harvey. Supervisor Teed seconded the motion, carried unanimously.

Mr. Harvey updated the Committee on the Sheriff's Firing Range Study. There is \$45,000 in the Capital Plan (Sheriff's Office CIP) for a study on remediation of the range and lead in the hillside. Planning has started working on an RFP this year but is not yet at the point to select a consultant. Mr. Harvey would like the funds returned to the General Fund at the end of this year and will request reinstatement of these funds next year.

Supervisor Casella commended Mr. Harvey for his excellent support and leadership all these years, always providing proper documentation to the Committee.

STOP-DWI:

Ms. Malavase requested authorization for the acceptance of a grant from the NYS STOP-DWI Foundation to Supplement Existing Funding for DWI Crackdown Special Patrols and Drug Recognition Expert Overtime Callouts. This would be for \$18,800. The County can apply for additional funds if it becomes necessary.

Ms. Malavase stated she has been treasurer of the foundation since 2001 and the budget was \$500 at that time. It has now grown to \$2, 857,000, with grants approved and signed. Ms. Malavase said she will tremendously miss the four Committee members that are leaving. This has been an outstanding group, so supportive. Thank you all.

Supervisor Green moved approval as requested by Ms. Malavase. Supervisor Teed seconded the motion, carried unanimously.

Probation:

Mr. Rougeux requested authorization for Agreement with Craig W. Johnson, M.S., C.A.S.A.C. Mind Evolution Behavior Change Counseling for 2014. There is not any change to the contract this year.

Mr. Rougeux requested authorization for Agreement with Rebecca Gellman, Ph.D. for Services in Connection with the Probation Department's Statutory Obligation to Assist the Courts in Sentencing Determinations. She is doing an outstanding job.

Mr. Rougeux requested authorization for the Probation Department to enter into a Contract with the Partnership for Ontario County Youth Court Program. This contract is for \$40,000.

Mr. Rougeux requested authorization for the Probation Department to Contract for Polygraph Services. There is a new vendor, Information Verification Services, this year due to a retirement. This type of work is all that he has ever done and is doing an outstanding job.

Mr. Rougeux requested authorization for Acceptance of Bid for the Lease of Electronic Home Monitoring and Sobriety Testing Equipment. An RFP was sent out. The only change is that the offender pays the vendor directly.

Mr. Garvey requested that the Probation Department give a presentation next year on electric home monitoring and sobriety testing. It is an extremely valuable too. He looks forward to onsite visits with the magistrates and will bring this forward to the Committee next year.

Supervisor Green moved approval of the above four items as requested by Mr. Rougeux. Supervisor Teed seconded the motion, carried unanimously.

Mr. Rougeux addressed the Committee regarding an addendum item. He requested approval to amend a contract with FLACRA for Cognitive Behavioral Techniques Groups with the Probation Department. On Schedule A, the correct amount should be \$10,000. The contract that was previously approved listed the amount as \$9,200. The \$10,000 is in the budget.

Supervisor Champlin moved approval of the above four items as requested by Mr. Rougeux. Supervisor Teed seconded the motion, carried unanimously.

To echo Ms. Malavase, Mr. Rougeux also appreciates the Committee support. They have been fantastic to work with. Thank you for the support.

Emergency Management:

On behalf of Mr. Harloff, Ms. Trickey requested authorization for nominations to the Local Emergency Planning Committee, for two year terms.

Supervisor Ninestine moved approval as requested by Ms. Trickey. Supervisor Champlin seconded the motion, carried unanimously.

Ms. Trickey stated that the Fire and EMS groups appreciate what this Committee has done and will miss the Supervisors that are not returning next year.

Office of Sheriff:

Sheriff Povero requested renewal of Intermunicipal Cooperation Agreements with the Towns of Gorham and Victor for Enhanced Court Security Services. The County is reimbursed for these services.

Supervisor Green moved approval as requested by Sheriff Povero. Supervisor Ninestine seconded the motion, carried unanimously.

Sheriff Povero requested the renewal of bid for Uniform Cleaning for the Office of Sheriff. This is a one year extension, 03/0/14 – 02/28/15 with K&L Cleaners of Penn Yan.

Supervisor Green moved approval as requested by Sheriff Povero. Supervisor Teed seconded the motion, carried unanimously.

Sheriff Povero to request authorization for Extension of Current Agreements for School Resource Officer Programs for the three schools currently employing SROs. One full-time Officer serves both Victor and Honeoye, and one part-time officer is at Marcus Whitman.

- A. Honeoye Central School.
- B. Marcus Whitman Central School District
- C. Victor Central School District.

Supervisor Champlin moved approval of the above three items as requested by Sheriff Povero. Supervisor Teed seconded the motion, carried unanimously.

Sheriff Povero review the Jail population. The weekend high was 223, currently the population is 204. There are 35 females. Pods 4 and 5 are filled with 23 each, 51 in Pod 7, and 48 in Pod 8. Corrections staff are busy with transports due to Court agendas and there could be some temporary stays. This contributes to overtime costs.

Other Items:

On behalf of Mr. Tantillo, Ms. Gates requested request authorization of an addendum item. This is a transfer of funds, 2014 Appropriation of Reserve, in order to send staff to the DA Winter Conference in January.

Supervisor Champlin moved approval as requested by Ms. Gates. Supervisor Green seconded the motion, carried unanimously.

Supervisor Green asked if there would be any more transfers for Jail overtime. Sheriff Povero said he was not aware that any more would be needed. Court transports continue to grow. Discussion followed regarding transports from other counties. Sheriff Povero explained that the transport from Herkimer is required as the Sheriff's Office was served a Judicial Order to Produce. The defendant was indicted by the Grand Jury for crimes committed here. Courts are closed at the end of the month for a holiday recess, so right now they are trying to get as many cases in as possible. Chairman Casella thought it would be a good idea to make the Board of Supervisors aware of the transport situation, that we are legally required to do these. Supervisor Green suggested a Power Point presentation for new Committee members.

Sheriff Povero stated he had an addendum item that he would like to have approved, authorization for a contract renewal with Mobile Diagnostics for diagnostic tests done at the Jail, such as EKGs, Ultrasounds, Etc.

Supervisor Teed moved approval as requested by Sheriff Povero. Supervisor Green seconded the motion, carried unanimously.

Supervisor Champlin thanked everyone for the last eight years working together. Mr. Garvey spoke about the work the Committee and various department heads have accomplished. He stated that Mr. Rougeux has taken a real leadership role and will be key in issues involving Jail population and helping people return to be productive citizens. Mr. Garvey complimented Steve DeChick for his work with various agencies in getting the new 911 Center up and running. The Committee should be very proud of their efforts to address legal services for the indigent. There is now a Public Defender's Office in Geneva. Ms. Lapp worked with the Sheriff's Office to set up a visitation schedule for inmates and their legal counsel. The Public Safety Committee and staff have worked hard on these various initiatives and should be proud of their hard work.

Sheriff Povero advised the Committee that he will be attending the Personnel Committee meeting on Wednesday to request approval for a disability title for a Correction Officer that is currently out due to a serious medical condition.

He reminded everyone of the Holiday Luncheon and Awards Ceremony this coming Friday. He hopes that everyone will be able to attend.

Sheriff Povero stated that this particular Committee has been working together a long time. On behalf of the staff side, we do this because we have a passion for public safety and job safety. What has been most gratifying these past years is that the everyone on the Committee shares that passion for public safety, keeping the people of Ontario County as safe as can be, and he truly appreciates that. Chairman Casella thanked everyone again. This group made his job a lot easier. Ontario County holds itself to a higher degree.

Supervisor Ninestine moved to adjourn the meeting at 2:55 p.m. Supervisor Greened seconded the motion, carried unanimously.

Respectfully submitted,

Linda Hudson,
Confidential Secretary