

**REGULAR MEETING OF PUBLIC SAFETY COMMITTEE**  
**Ontario County Safety Training Facility**  
**May 19, 2014 2:00 P.M.**

**Committee Members**

Theodore Fafinski, Chairman  
Gregory Bendzlowicz  
Charles Evangelista  
Robert Green  
Margaret Hilton  
Kristine Singer

**Others Present**

John Garvey, Sheriff Povero, R. Michael Tantillo,  
Jack Marren, Darlys McDonough, John Sheppard,  
Alice Haskins, Tom Harvey, Jeff Harloff,  
Dru Malavase, Sue Cirencione, Jeff Rougeux,  
Steve DeChick, Mary Gates, Halle Stevens

**Approval of Minutes:**

The Public Safety Committee met at the Ontario County Safety Training Facility on Monday, May 19, 2014. Supervisor Fafinski called the meeting to order at 2:00 p.m.

**Supervisor Singer moved approval of the Minutes of the Regular Meeting held on April 28, 2014. Supervisor Evangelista seconded the motion and asked that the minutes be amended to include his questions and concerns regarding recommendations by the Champlin Commission to add three mental health staff positions, the response as to how this will decrease jail population; and also for the minutes to give more detail regarding Mr. Garvey's question about the current mental health services being provided in the jail at a cost of \$300,000. The amendment itself was approved unanimously. The minutes were approved unanimously.**

**District Attorney:**

Mr. Tantillo advised the Committee that Ms. Malavase's last day of work is May 30 due to her retirement. Over the last few weeks, he has reviewed resumes and interviewed some very qualified people. Sue Cirencione from Probation has been hired as the STOP-DWI Coordinator and he has every confidence that she will keep this program at the same extraordinarily high level of accomplishment. Mr. Garvey said that Mr. Rougeux supports Ms. Cirencione in her new position and will work closely with her and the District Attorney. Ms. Cirencione looks forward to the opportunity.

**Public Defender:**

Ms. Lapp requested authorization for the acceptance of contract with Gregory Freeland. Ms. Lapp would like to contract with Mr. Freeland to work with non-incarcerated individuals who need mental health services and also clients that are pre-trial and pre-plea. This is a grant funded contract. Supervisor Evangelista asked for clarification on the 4<sup>th</sup> Whereas of the resolution, which reads "Whereas the grant contract is not accepted at this time therefore in the interim there exists sufficient funding within the Public Defender's budget if for some reason the grant is not accepted". If the grant were not accepted, would the contract be paid for through the Public Defender budget? Ms. Lapp stated a grant has been awarded for quality improvement on upstate defense programs and she anticipates the contract will be paid through this grant, which has not yet been brought to Committee for approval as some items have yet to be finalized. If necessary, there are funds available in another non-competitive grant that would cover the contract but she anticipates the funds will come from the Upstate Quality Grant. Supervisor Bendzlowicz asked about the current service provider. Currently, the attorneys try to connect the client with treatment providers. Jim Begley is also contracted with the Public Defender's Office but he works mainly with substance abuse. Mr. Freeland works mainly with mental health. The goal is to try and be proactive in keeping some of these people out of jail, before sentencing.

**Supervisor Singer moved approval as requested by Ms. Lapp. Supervisor Hilton seconded the motion, carried unanimously.**

## **Emergency Management:**

Mr. Harloff request authorization for Capital Project Request: Hazardous Materials Emergency Response Vehicle. This would be for the replacement of a HazMat trailer, which was one of two supplied to the County by Homeland Security. It houses all the equipment necessary to respond to a HazMat incident. It would also replace the 2004 pickup that pulls that trailer. All of that HazMat equipment and more that is stored would be in one vehicle and this purchase would also open up the opportunity of who could operate the vehicle. There are several used heavy rescue trucks available for sale and price ranges vary. Grant funds may be available to offset the cost or fund the entire project. Supervisor Singer asked for clarification on towing the other trailer. Mr. Harloff stated the proposed rescue truck could tow it or a vehicle could be borrowed from the Highway Department. One trailer is for animal rescue, which can be pulled by the Tahoe he operates or a Highway vehicle. It does not need any involvement from HazMat. The second trailer is a Hazmat trailer that contains decontamination equipment. The proposed vehicle purchase would be able to pull that trailer, which is not used very often. HazMat was activated about ten times in 2013. The HazMat trailer also gets moved once a month for training exercises. There was discussion on what the Dooley is used for other than towing. It is being used today by the Emergency Management Coordinator, without trailer and was also used last week. Supervisor Singer commented on what vehicle would be used (by Emergency Management Coordinator) if the Dooley were gone and replaced by a much larger truck. Supervisor Evangelista stated he could not support a vehicle used 20-25 times a year, if it is funded by the tax levy. Mr. Harloff advised that he has not talked to Fleet about keeping the Dooley but he could explore that possibility. Ms. McDonough advised the Capital Project Team has met and she thinks they looked at 2018 being the soonest this would be on list for fleet acquisition. There is time to look at the needs and compare maintenance costs. Chairman Fafinski spoke about this request and other requests that do not have funding sources other than the 2015 tax levy. Alternate funding has to be explored. We have to try and reduce the budget gap. Mr. Harvey said, if approved, the grant would show up in CIP. The process for timing of projects is always a balance of need versus our ability to pay and many times projects get changed. Grants funds are usually put in the plan to recognize that they are there but funds do not always come through when projected. Supervisor Singer did not feel it to be a problem for this to be in the CIP if it was earmarked as grant funded and not a tax levy item. There was further discussion about the type of vehicle that needed. Mr. Harvey will work with Mr. Harloff and modify the language of the request and Fleet will evaluate. Supervisor Sheppard asked about another avenue that could provide HazMat services. Outsourcing could be looked at. Supervisor Green stated that with private companies that service western New York, if one or two are tied up, we have lost our availability of necessary sources. He fully supports the HazMat Team and has worked with them in past. It has specific function. There are a number of volunteers that serve on the team. We need access to it and do not need to worry about having a private contractor.

**The Committee agreed that no action would be taken at this time. The request will be referred back to Planning.**

Mr. Harloff requested authorization to apply for a grant through the Local Emergency Management Performance Grant Program. Ontario County is allocated \$45,732. This grant has already started last year and runs until 2015. There are eligible expenses within the grant that include equipment, planning, training. Expenditures have to support the emergency management program as in past years. It does require attendance at the certification program in Albany and certain training exercises are required. A brief discussion followed regarding the requirements of the grant.

**Supervisor Singer moved approval as requested by Mr. Harloff. Supervisor Green seconded the motion, carried unanimously.**

Mr. Harloff requested authorization for an agreement with the NYS Department of Health for Emergency Medical Services Training Program. It allows the Emergency Management Office to teach certified first responder and emergency medical technician courses.

**Supervisor Evangelista moved approval as requested by Mr. Harloff. Supervisor Bendzlowicz seconded the motion, carried unanimously.**

Mr. Harloff updated the Committee on the recent weather events in Yates and Ontario Counties last week. A total of three storms came through. Things started to settle down in our county around 11:00 p.m. when Yates County called for assistance. After the response phase is over, then starts the recovery phase. Mr. Harloff has asked our municipalities for documentation of the storm damage to meet the state threshold for aid. He is confident that we will meet that threshold. This is public assessment only, not individual.

### **Public Safety Finance:**

Ms. Stevens presented the 1st Quarter Financial Report, which was for Public Safety. This excludes grants and reserve budgets; it is for operating costs only. Supervisor Singer asked about the contractual amounts, some showing 74% usage. Ms. Stevens said some contracts are paid up front and for some the funds are encumbered. Things are on track so far per Ms. Gates.

### **Office of Sheriff:**

Sheriff Povero requested authorization for the following Capital Project Requests:

- A. Electronic Emergency Medical Dispatch Software
- B. Upgrade of Security System – Ontario County Correctional Facility
- C. Intake Finger Printing Machine – Ontario County Correctional Facility

Sheriff Povero addressed the need for the Electronic Emergency Medical Dispatch Software. It was discussed last year and held over to this year. There are emergency medical cards at the various stations in 9-1-1. When the dispatchers receive telephone calls for medical emergencies, they refer to these cards when relaying emergency medical information. Recently, as has been in the news, these cards were used by dispatchers giving CPR instructions over the telephones, saving lives, in four separate incidents involving heroin overdoses. The cards will not be supported by the manufacturer after 2015. The electronic software is needed for efficiency and updates. The 911 surcharge funds and possibly a grant could be used for this purchase. Chairman Fafinski asked if the line indicating “Tax Levy 2015” could be amended to include those possible sources. Mr. Harvey noted that change.

**Supervisor Evangelista moved approval of the CIP for Emergency Medical Dispatch Software as requested by Sheriff Povero, amended to show possible funding sources other than the tax levy. Supervisor Singer seconded the motion, carried unanimously.**

Sheriff Povero requested authorization a CIP request for an upgrade of the security system at the Jail. The manufacturer of the initial security system inside the Jail is no longer available. The infrastructure is now 11 years old. A second corporation that currently supports the Jail security system used can no longer support the previous system. There is difficulty in finding replacement parts to keep the system viable and maintain safety and security of facility. Upgrades need to be made to the components in the system and replacement of the operating system software. Computers also need to be looked at and updated every 7-8 years. They are looking at an update to the infrastructure, software, and an external enhancement to security, which would be a gate between Records and Archives and the Jail. Maintenance costs should remain consistent at \$46,000 annually. The computer control system and cameral controls were designed for original Jail Plan for replacement in 2003 and have a minimum 20-25 year expected life and need to start planning for replacement in 2023 in the amount of \$300,000. This is a multi-year project. Mr. Harvey stated this has gone before the Capital Project Team. The original request came in to replace everything. They followed up with the manufacturer, Black Creek, and the system designer and were able to separate the proposal into component parts. The \$300,000 portion put out to 2023 is consistent with industry standard, no issue with the software system being compatible. The largest price is updating the computer and software system. Black Creek is the security system. Over last year, the team has tried to do better job to get things on a CIP schedule, with a 7-8 year replacement cycle. Chairman Fafinski stated the funding source is the 2015 tax levy. Are there alternative funding sources? Sheriff Povero stated they could explore this and work with Finance on Homeland Security and other grants. Funds are allocated to camera replacement. Maybe one could be reduced to support the other. This system is critical to Jail operations. Chairman Fafinski stated that before taking action, there is time to look at costs and identify funding

sources. Supervisor Green spoke about establishing reserve funds. Chairman Fafinski suggested looking at the fund balance at year end. Ms. Gates said that correctional facility grants are almost non-existent but they can look at Homeland Security funding and discuss with the Director of Finance the possibility of utilizing designated Fund Balance. The initial \$300,000 is needed relatively soon. There is some time to find funding for the Omron Programmable Logic Controllers. Sheriff Povero stated they will review the request again but the need is crucial.

**The Committee agreed that no action would be taken at this time on the CIP Request for the Upgrade of Security System – Ontario County Correctional Facility.**

Sheriff Povero presented a CIP request for an Intake Finger Printing Machine at the Jail. By law, individuals charged with felony or misdemeanor offenses have to be fingerprinted. The information is collected electronically and forwarded through a system whereby comparisons are made for warrants, and past records. This particular piece of equipment is frequently in need of repair. Information Services staff has been able to keep the current machine up and running to collect fingerprints and photos. This equipment may be fundable by Homeland Security monies. A similar piece of equipment was purchased several years ago using Homeland Security monies. It was installed at the satellite office at East view Mall. Supervisor Bendzłowicz asked about looking into grant funding that was available if completed within a certain time period. Mr. Harvey advised this item was not previously on a replacement cycle. Chairman Fafinski asked that this request be reviewed again for other sources of funding and then be brought back to the Committee.

**The Committee agreed that no action would be taken at this time on the CIP Request for Intake Finger Printing Machine – Ontario County Correctional Facility**

Sheriff Povero requested authorization to extend and amend a contract with the Canandaigua Emergency Squad, Inc. through 2014. This is for emergency transports for Jail inmates.

**Supervisor Evangelista moved approval as requested by Sheriff Povero. Supervisor Singer seconded the motion, carried unanimously.**

Sheriff Povero requested authorization for the acceptance of donations for the D.A.R.E. Program. This is a total of \$1,750 from local businesses in support of the D.A.R.E. instructional program. Supervisor Bendzłowicz asked for clarification of the quarterly report showing the D.A.R.E. budget being at 40%. Ms. Gates explained that the majority of the funds are typically spent before June. Very little is done once school is over.

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

Sheriff Povero updated the Committee on Jail Population. There are 207 inmates as of today. The weekend high was 218. There are two federally housed adult females for which revenue is being collected. Lt. Minute is working with Immigration on housing female inmates at the jail. Today, there are 38 females housed. Pods 3 and 5, which are 24 bed units, are full. The adult male Pods 7 and 8 are at 49 and 50 respectively. Chief Haskins presented information on incarcerated individuals, as the Committee requested. Regarding the average length of stay, in 2013 there was a total of 92,378 jail days; 2,140 inmates with an average length stay of 43 days. Supervisor Fafinski asked for information regarding individuals that have not been sentenced; how long they have been incarcerated. Chief Haskins stated there are people in Jail scheduled for trial in October and November of this year, and January 2015. Last year there were at least 9 people that spent over 200 days pre-trial in jail. The longest running was over 400 days. Mr. Tantillo stated he did not think the focus should be on the three, four or five inmates who have spent the most time in Jail. There are aberrational cases. There are cases where someone goes to court and requests another lawyer. This process can be repeated several times. Sometimes, inmates go back and forth between a mental health facility and jail as they are deemed incompetent to stand trial. It is important to look at this systemically, determine the average stay per inmate, how it compares to other counties, how it compares to our past history to get a significant idea on whether there is a problem. This would be for non-sentenced inmates. An analysis of who is in jail needs to be undertaken and of the people in jail, determine what can be done to reduce the time in jail before their cases are adjudicated. This will

require involvement of County judges. Chairman Fafinski thanked Chief Haskins as part of the Champlin Commission for the work she has done and the recommendations the Commission has made. The County Administrator was very impressed with the recommendations. He has volunteered to help implement and evaluate some of the recommendations to get things moving. Again, the work of the Champlin Commission is greatly appreciated. The members are still on ATI. It is time for the next step. Mr. Garvey said he appreciates the input of the District Attorney and Public Defender and looks forward to working with them.

**Other Items:**

Mr. Tantillo announced there would be a reception thanking Ms. Malavase for her years of service. It will be at the Courthouse on Friday, May 30, from 1:00-3:00 p.m. All are invited to come and wish her well on her retirement.

Mr. Harloff gave an update on impending weather in Ontario and Yates Counties from Tuesday night through Wednesday night. There could be some severe thunderstorms with the possibility of flooding.

Mr. DeChick stated that in 2013 the 9-1-1 Center received 152 calls regarding water problems. Last Friday, May 16, in a 17 hour period, there were 104 calls in one day. Last year this Committee, the County Administrator and the full Board supported the addition of one dispatcher, especially on the afternoon shift. In a one-hour period, 8:30 to 9:30 p.m. 105 9-1-1 calls were answered. Sixty six calls were processed for service, more than one call per minute being entered. Chairman Fafinski asked that Mr. DeChick let the staff know that they have done an outstanding job, from all things he has heard.

Chairman Fafinski advised the Committee that anytime they wish, they can set up a time to observe 9-1-1, arrange a ride along, or visit a the Jail. He has talked with the Sheriff about this. The same would go for Probation. Mr. Garvey has asked Mr. Rougeux for his staff to come to a meeting and give a demonstration of some of the technology in use right now with regard to home confinement. Sheriff Povero said that there is ample space to hold a Public Safety Committee meeting at the 9-1-1 Center if the Committee wished to schedule one there.

**At 3:25 p.m. Supervisor Evangelista moved to adjourn the meeting. Supervisor Bendzlowicz seconded the motion, carried unanimously.**

Respectfully Submitted,

Linda A. Hudson  
Confidential Secretary