



**AGENDA**  
**JUDICIAL & PUBLIC SAFETY COMMITTEE**  
**Wednesday, February 10, 2021 at 5:30PM (VIRTUAL)**  
**Live Stream Link: <https://youtu.be/j58LUTHgw5g>**

**CALL TO ORDER:** By Hon. Ben Vitale, Chair

**MEMBERS:** Legislators Keith Batman, Elane Daly, Michael Didio, Timothy Lattimore, Heidi Nightengale, and Hans Pecher

**MINUTES TO APPROVE:** January 13, 2021

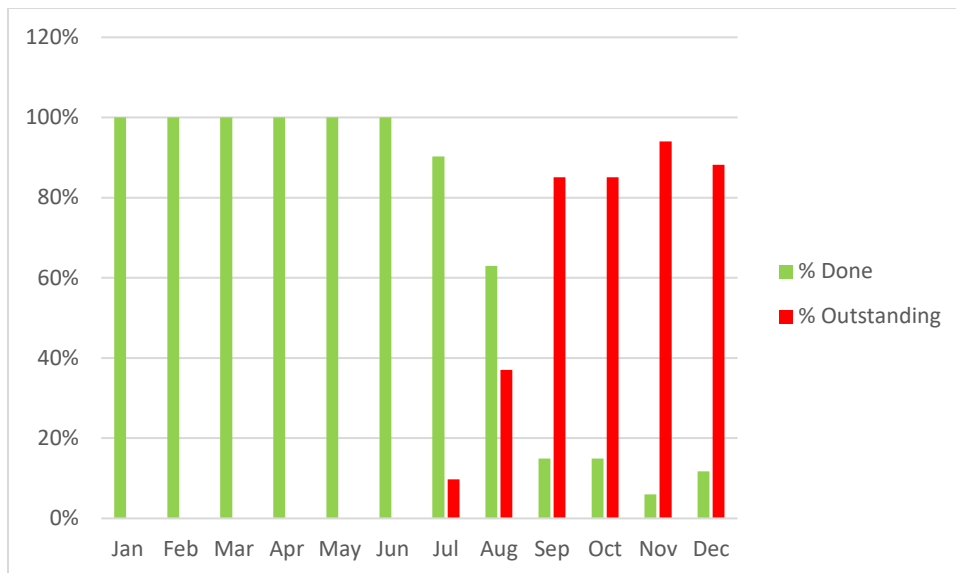
**DEPARTMENT UPDATES FOR COMMITTEE:**

- **Denise Spingler (911) –**
  - COVID-19 Update – status quo
  - Grants – NEW PSAP 20-21 RFA was just released – Due 2/24/21
  - **911 Data Analyst – discussion**

**Discovery Cases - 2020**

Row Labels	% Done	% Outstanding
Jan	100%	0%
Feb	100%	0%
Mar	100%	0%
Apr	100%	0%
May	100%	0%
Jun	100%	0%
Jul	90%	10%
Aug	63%	37%
Sep	15%	85%
Oct	15%	85%
Nov	6%	94%
Dec	12%	88%
<b>Grand Total</b>	<b>801%</b>	<b>399%</b>

Row Labels	Sum Total Cases	Total Cases completed	Total Outstanding
Jan		77	0
Feb		82	0
Mar		96	0
Apr		87	0
May		97	0
Jun		110	0
Jul		123	12
Aug		108	40
Sep		134	114
Oct		94	80
Nov		84	79
Dec		102	90
<b>Grand Total</b>	<b>1194</b>	<b>779</b>	<b>415</b>



**\*The goal of the charts is to show the trends in 2020 related to the requests. As you can see, we are grossly behind in processing the requests.**

- Training
  - Trainees
    - All have begun the process of positional training
  - EMD Audits
    - Goal is 2-3 per month / employee
      - January – 27 completed
      -

- **Lloyd Hoskins (Assigned Counsel/Stop DWI) –**

- There were **51** “in-person” arraignments at the Centralized Arraignment Program for the month of January. The Assigned Counsel office calendared eighteen attorneys to cover the 7am and 7pm arraignments. The attorney cost associated with CAP for January was \$8,125.00. *These expenses were paid from an ILS (Indigent Legal Services) grant.* Of the 51 arraignments, 26 (51%) were for town/village courts and 25 (49%) were for Auburn City Court. 32 (63%) defendants were released (ROR) and 19 (37%) defendants were held on bail or held for other reasons.
- There were **13** Counsel at First Appearance for Auburn City Court. The Assigned Counsel office calendared thirteen attorneys to cover the “on-call” arraignments. The attorney cost associated with Counsel at First Appearance for August was \$4,750.00.00. *These expenses were paid from an ILS (Indigent Legal Services) grant.*
- The Assigned Counsel Program made attorney assignments to **25** defendants in Auburn City Court and **15** defendants in justice courts for January. A total of **45** assignments were made in Family Court.
- Indigent Legal Services has invited Cayuga County to apply for “Distribution #11”. This distribution would give Cayuga County the opportunity to apply for \$262,098.00 over a three year period. The funding is 100% reimbursed and is targeted for defense services involving complex Family Court, felony and appellate cases.
- The 2020 Assigned Counsel Annual Report is now available on the county website. I have attached a summary page which reflects the total of cases assigned in 2020. The detailed expenses associated with this report can be found in the annual report.

- **Dr. Adam Duckett (Coroner) – No updates**

- **Jon Budelmann (District Attorney) – No updates**

- **Dale Currier (Fire/EMO) –**

**HIGH PRIORITY**

**HEALTH DEPARTMENT SUPPORT**

**CLINICS** – Asymptomatic Testing. EMO has planned, initiated and operated 25 testing clinics. All but 2 have been at the Emerson Park Pavilion. To date we have tested approximately 5,600 people, with an average of 225 people per clinic. Some clinics were over 300 persons registered. Remote clinics, 1 each location, were run in Fair Haven and Moravia. These clinics have been staffed by nurses provided by NYS Department of Health, EMO staff, County Deputy Fire Coordinators and EMTs hired by EMO for this purpose.

EMO has been working with the City of Auburn Administrator and Fire Chief, and the County Health Department, to plan and operate an asymptomatic testing clinic at the Booker T Washington Center on Saturday, February 6<sup>th</sup>. The purpose is to provide testing services to underserved populations that cannot travel to Emerson Park.

EMO has been asked by the Health Department to assist them in operating Symptomatic Testing clinics. We have reviewed the request and are working with Health to determine the actual need as we move forward.

VACCINATOR TRAINING for EMTs – EMO has worked with the EMS Medical Director and our EMS Coordinator to get 2 EMTs trained and certified by the Medical Director to provide vaccinator training for other EMT's. Additional vaccinator training will be scheduled when we receive additional direction and request for support from the Health Department to know what level of support is needed.

### **HIGH PRIORITY PLANNING**

Communicable Disease COOP Plan - EMO worked with the Human Resources Administrator and others on drafting the NYS mandated Cayuga County Pandemic Operations Plan.

Hazard Mitigation Plan – EMO has been working with our contractor Tetra-Tech and numerous municipalities to finalize our draft plan submission of this plan. The plan should go to NYS DHSES by next week. Pending NYS approval, the plan will be forwarded to FEMA for review and approval.

Dam Safety Plan – Mud Lock Dam – EMO recently completed the annual review of the Mud Lock Dam Emergency Operations Plan.

### **FIRE SERVICE RESPONSE ACTIVITY:**

County Deputy Fire Coordinators - 7 incidents throughout the County

REHAB Team - 2 incidents

Fire Investigators - 2 incidents

- **Jay DeWispelaere (Probation) – No updates**

- **Brian Schenck (Sheriff) –**

- All outside services and volunteer programming with the exception of CHAD drug and alcohol treatment and peer support continue to be suspended in the jail until further notice due to COVID. In person inmate visitation remains suspended as well. We had planned on bringing volunteer programming back on February 8<sup>th</sup>; however, we will be delaying two additional weeks.
- The Centralized Arraignment Part (CAP) Court was utilized for 51 pre-arraignment detainees in January.
- At the time of this report we are housing 149 total inmates in our jail. Of those total inmates, 37 are Federal board-ins, 19 NY State Parole Violators that are facing new charges, and 9 Parolees that have been detained for violating their Parole.
- The Sheriff's Office continues to partner with Chairwoman McNabb-Coleman, Legislator Daly, and the City of Auburn on the NY State Police Reform and Reinvention Collaborative – Executive Order 203. Steve Lynch is currently compiling information and drafting plan.
- We have hired two recruits for the Road Patrol Division that will be starting the basic training academy on Monday February 8<sup>th</sup>. We also recently hired an individual for a Custody Officer position within our jail that had prior training and experience with another agency and was able to start in position without the need to attend the basic training academy.

### **RESOLUTIONS:**

#### **CORONER:**

2-21-JP-1 Authorizing the Chair of the Cayuga County Legislature to sign a transportation agreement with Key Livery, Inc.

2-21-JP-2 Authorizing the Chair of the Legislature and the Cayuga County Coroner to renew the contract with Onondaga County Medical Examiner for autopsies and other related professional services

#### **SHERIFF:**

2-21-JP-3 Authorizing the Sheriff and the Port Byron Village Police Department to enter a Memorandum of Understanding for Mutual Aid pursuant to NYS General Municipal Law

2-21-JP-4 Authorizing the Sheriff's Office to purchase and equip one (1) new marked patrol car and one (1) new unmarked patrol car to replace existing patrol cars that have accumulated high mileage

#### **ADJOURNMENT: Wednesday, March 10, 2021 to follow Planning**

If you have a disability and need accommodations, please call the Clerk of the Legislature's office at 253-1308 at least 48 hours before the scheduled meeting to advise what accommodations will be necessary.

RESOLUTION NO. \_\_\_\_\_

COR key livery trans agmnt rev1

**Authorizing the Chair of the Cayuga County Legislature to sign a transportation agreement with Key Livery, Inc.**

By: Hon. Ben Vitale, Judicial & Public Safety,  
Hon. Keith Batman, Chairman, Ways and Means

Whereas, the Cayuga County Coroner’s Office requires services in providing transportation services for decedents to and from Onondaga County Medical Examiner’s Office; and

Whereas, Key Livery, Inc., has provided such services in the past for the Cayuga County Coroner’s Office; and

Whereas, the Coroner’s Office requests that a contract be entered into with Key Livery, Inc. to provide such services for a term of three years; and

Whereas, the monies are presently budgeted in the 2021 Coroner’s Office; now therefore be it

Resolved, that the Chair of the Cayuga County Legislature is hereby authorized and directed to execute a contract with Key Livery, Inc. to provide transportation services for the Cayuga County Coroner’s Office, subject to review and approval of the County Attorney as to form.

**Judicial & Public Safety**

**Ways & Means Committee**

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Keith Batman, Chair

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Heidi Nightengale

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Ben Vitale

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Hans Pecher

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Tucker Whitman

Co. Atty: \_\_\_\_\_

RESOLUTION NO. \_\_\_\_\_

COR OCME Contract Renewal rev1

**AUTHORIZING THE CHAIR OF THE LEGISLATURE AND THE CAYUGA COUNTY CORONER TO RENEW THE CONTRACT WITH ONONDAGA COUNTY MEDICAL EXAMINER FOR AUTOPSIES AND OTHER RELATED PROFESSIONAL SERVICES.**

By: Hon. Benjamin Vitale, Chairman, Judicial & Public Safety Committee  
Hon. Keith Batman, Chairman, Ways & Means Committee

**Whereas**, it is necessary to utilize the services of the medical examiner and forensic laboratory from another county to perform autopsies and other related services for the County of Cayuga, as these services are not available in Cayuga County; and

**Whereas**, the County has previously contracted with the Onondaga County Medical Examiner’s office to furnish these services and the Coroner’s office has reviewed proposed contract and requests that a contract be entered into with Onondaga County Medical Examiner’s office to provide such services for a term of three years; now, therefore, be it

**Resolved**, that the Chair of the County Legislature and the Cayuga County Coroner are hereby authorized to execute said proposed contract with the County of Onondaga for medical examiner services and forensic laboratory services and any other documents necessary to implement this resolution, subject to review and approval of the County Attorney as to form.

Judicial & Public Safety

Ways & Means Committee

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Keith Batman, Chair

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Tucker Whitman

Co. Atty: \_\_\_\_\_

RESOLUTION NO: \_\_\_\_\_

02/23/2021

SHR MOU PBVPD rev1

**Authorizing the Sheriff and the Port Byron Village Police Department to enter a Memorandum of Understanding for Mutual Aid pursuant to NYS General Municipal Law**

By: Mr. Benjamin Vitale, Chair, Judicial & Public Safety Committee  
Mr. Keith Batman, Chair, Ways & Means Committee

WHEREAS, the Cayuga County Sheriff’s Office is authorized to request and provide police assistance to Port Byron Village Police Department pursuant to §209-m of the New York General Municipal Law (GML), and

WHEREAS, the temporary exchange of Law Enforcement Officers and equipment for the purpose of mutual assistance is further contemplated by GML §209-m, and

WHEREAS, GML §119-0, authorizes municipal corporations to enter into agreements for the performance of their respective functions, powers, and duties on a cooperative basis, and

WHEREAS, the parties have determined that is in the best interest of the respective communities and of mutual advantage to enter into this agreement for the provision of interagency law enforcement services, and

WHEREAS, the Port Byron Village Police Department is a part time police agency, which provides intermittent police coverage to the Village of Port Byron, and

WHEREAS, the Port Byron Village Police Department does not have officers in service 24 hours a day, and

WHEREAS, the Port Byron Village Police Department does not have the personnel or equipment resources to properly investigate certain types of more involved criminal investigations, and

WHEREAS, the Cayuga County Sheriff’s Office is a full-time police agency that has the authority to investigate offenses everywhere in Cayuga County, including inside the municipal boundaries of the Village of Port Byron; now therefore be it

RESOLVED, that the Chair of the Cayuga County Legislature, Cayuga County Sheriff, and Mayor Village of Port Byron shall be authorized to enter into the aforementioned memorandum of understanding, subject to review and approval of the County Attorney as to form.

**Judicial & Public Safety**

**Ways & Means Committee**

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Benjamin Vitale, Chair

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Keith Batman, Chair

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Hans Pecher

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Tucker Whitman

Co. Atty: \_\_\_\_\_

RESOLUTION NO. \_\_\_\_\_

02/23/21

SHR Purchase Patrol Cars rev

**Authorizing the Sheriff’s Office to purchase and equip one (1) new marked patrol car and one (1) new unmarked patrol car to replace existing patrol cars that have accumulated high mileage**

By: Hon. Benjamin Vitale, Chairman, Judicial & Public Safety and  
Hon. Keith Batman, Chairman Ways & Means

WHEREAS, the Cayuga County Sheriff’s Law Enforcement Division presently has one (1) marked patrol vehicle and one (1) unmarked patrol vehicle that have exceeded their life span and accumulated high mileage; and

WHEREAS, the funds in the amount of \$90,000 are available for the purchase of one (1) marked patrol car and one (1) unmarked patrol car from the 2021 Marked Cars Account Budget Line A31102-52005; and

WHEREAS, the following vehicles will be delivered to the Clerk of the Legislature for disposal upon the delivery of two (2) new vehicles to the Sheriff’s Office:

1. 2014 Ford Explorer VIN 1FM5K8AR9EGA55553 unmarked (94,871 miles);
2. 2017 Ford Explorer VIN 1FM5K8AR5KGA71205 marked (89,482 miles); and now therefore it be

RESOLVED, that the Cayuga County Sheriff be hereby authorized to purchase one (1) new marked patrol vehicle and one (1) unmarked patrol vehicle not to exceed \$90,000; and it is further

RESOLVED, that upon delivery of the two (2) new vehicles, the two (2) existing patrol cars will be delivered to the Clerk of the Legislature for disposal; and it is further

RESOLVED, that the purchase of these two (2) new patrol vehicles will be made in accordance with the existing purchasing policies of Cayuga County.

**Judicial & Public Safety**

**Ways & Means Committee**

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Benjamin Vitale, Chair

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Co. Atty: \_\_\_\_\_