



**MINUTES**  
**JUDICIAL & PUBLIC SAFETY COMMITTEE**  
**Wednesday, May 12 2021 at 5:30PM (VIRTUAL)**  
**Live Stream Link: [https://youtu.be/\\_oJDsjtQZr0](https://youtu.be/_oJDsjtQZr0)**

**CALL TO ORDER:** By Hon. Ben Vitale, Chair called the meeting to order at 5:32PM

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

**EXCUSED:** Michael Didio

**MINUTES TO APPROVE: April 14, 2021, Motion by Pecher, 2<sup>nd</sup> by Batman, all in favor.**

**OTHERS:** Chair Aileen McNabb-Coleman, Legislators Tricia Kerr, Ryan Foley, Mark Strong, Chief Assistant County Attorney Rich Graham, Assistant County Attorney Brittany Massi, Sheriff Brian Schenck, 911 Administrator Denise Spingler, EMO Director Dale Currier, Probation Director Jay DeWispelaere, Youth Bureau Director Lloyd Hoskins, Coroner Adam Duckett, District Attorney Jon Budelmann, Budget Director Lynn Marinelli, Detective Sergeant Fred Cornelius, Computer Systems Technician Chad Cooper, and Deputy Clerk of the Legislature Amanda Morgan

**Motion by Batman to approve appointments, 2<sup>nd</sup> by Nightengale, all in favor.**

**APPOINTMENTS:**

**Fire Advisory Board**

Daniel Baldwin, 3331 Baldwin Road, Cato NY, 13033, Term - 1/1/21 to 12/31/21, reappointment  
Mark Strong, 2497 Rockefeller Rd., Moravia, NY 13118, Term – 1/1/21 to 12/31/21, reappointment  
Steven Orchard, PO Box 116, Cayuga, NY, 13034, Term - 1/1/21 to 12/31/21, reappointment  
Denise Cornelius, 60 N. Lewis St, Auburn, NY 13021, Term – 1/1/21 to 12/31/21, reappointment  
Larry Dygert, 10484 Jordan Road, PO Box 279, Jordan NY, 13080, Term - 1/1/21 to 12/31/21, reappointment  
Pat Merical, 1642 Route 38A, Skaneateles NY, 13152, Term -1/1/21 to 12/31/21, reappointment  
Mark Fritz, 10 Button Street, Auburn NY, 13021, Term - 1/1/21 to 12/31/21, reappointment  
David James, 2687 Bell Street, PO Box 749, Weedsport NY, 13166, Term - 1/1/21 to 12/31/21, reappointment  
Jeff Dygert, 34 Madison Ave., Auburn, NY 13021, Term- 1/1/21 to 12/31/21, reappointment  
Douglas LaFave, 1179 Genoa Locke Townline Road, Locke NY, 13092, Term - 1/1/21 to 12/31/21, reappointment  
Dale Currier, 3877 Co Rte 57, Oswego, NY 13126, Term – 1/1/21 to 12/31/21, new appointment  
Gretchen Haynes, 7803 Weedsport Sennett Rd, Auburn, NY 13021, Term – 1/1/21 to 12/31/21, reappointment

**DEPARTMENT UPDATES FOR COMMITTEE:**

- **Denise Spingler (911) –**
  - **Discovery**
    - Continuing to grow; over 750 in arrears
      - As cases are dismissed, DA’s office communicates the information for us to remove them from our list.
  - **Air Requests**
    - 7 requests 1<sup>st</sup> Quarter – 3 transports
  - **Quality Assurance**
    - 8 QA audits
    - 45 EMD reviews
- **Lloyd Hoskins (Assigned Counsel/Stop DWI) –**
  - There were **78** “virtual” arraignments at the Centralized Arraignment Program for the month of April. The Assigned Counsel office calendared nineteen attorneys to cover the 7am and 7pm arraignments. The attorney cost associated with CAP for April was \$9,975.00. *These expenses were paid from an ILS (Indigent Legal Services) grant.* Of the 78 arraignments, 34 (44%) were for town/village courts and 44 (56%) were for Auburn City Court. 52 (68%) defendants were released (ROR) and 25 (32%) defendants were held on bail or held for other reasons.

- There were **125** Counsel at First Appearance for Auburn City Court and **20** Counsel at First Appearance in town/village courts. The Assigned Counsel office calendared fifteen attorneys to cover the “on-call” arraignments. The attorney cost associated with Counsel at First Appearance for April was \$8,200.00. *These expenses were paid from an ILS (Indigent Legal Services) grant.*
- The Assigned Counsel Program made attorney assignments to **101** defendants in Auburn City Court and **47** defendants in justice courts for April. A total of **26** assignments were made in Family Court.
- The April 2021 assigned counsel payments for legal and professional services was \$100,283.82. The assigned counsel payments for parole revocations and appeals was \$780.00.
- The Assigned Counsel office has prepared and submitted 2021 1<sup>st</sup> quarter vouchers in the following amounts: Statewide Expansion of Hurrell-Harring \$39,061.29; Distribution #9 \$7,035.00; Distribution #10 \$53,824.40; and Counsel at 1<sup>st</sup> Appearance \$40,225.00.
- Prepared and submitted Cayuga County’s mandated Performances Measures Progress Report. This report is submitted to ILS to reflect progress on our funding use for first appearance, caseload relief, and quality improvement.

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

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

**DISTRICT ATTORNEY:**

5-21-JP-4 Authorizing District Attorney to accept a \$242,109 Discovery Reform Grant from the New York State Division of Criminal Justice Services and amending the various budget lines to reflect the revenue and expenditures. Motion by Nightengale, 2<sup>nd</sup> by Pecher.

**Motion by Batman to amend to adjust revenue and expenditure amounts, 2<sup>nd</sup> by Daly, all in favor except Pecher and Lattimore.**

**Motion as amended, all in favor except Pecher and Lattimore.**

- **Dale Currier (Fire/EMO) –**

HIGH PRIORITY GRANTS

- FY 2021 Hazardous Materials Grant [DHSES] – [For 3 county regional use]
- FY 2021 State Homeland Security Program [SHSP] – Submitted for \$132,303.00.  
*Includes required areas of national focus:*
  - *Law Enforcement [25% minimum]* – Communications equipment in vehicles
  - *Large Crowds and Soft Targets* – [New Category] Training and Exercises [\$10K]
  - *Hazardous Materials* - \$64,000. Detection equipment to replace outdated [10 + years] equipment that’s no longer supported by manufacturer.
- FY 2021 Emergency Management Performance Grant [EMPG] - \$34,000  
Helps cover salary for EMO Director and Deputy Director positions. This grant requires completion of the FEMA Basic Emergency Management Academy training to be eligible for use on personnel costs.
- GRANT COORDINATION and FOLLOW-UP  
EMO staff is still working to get 3-4 years of FEMA grants back on track so that we do not lose funding. One project, covering overtime and backfill for 2-day Swift Water Rescue Team Training Exercise, required getting special permission from DHSES.
- EMERGENCY OPERATIONS CENTER [EOC] - \$75,000.00 [REQUESTED through Congressman Katko’s office for FY 2022, which has been moved forward.].

MEDIUM PRIORITY

FIRE ADVISORY BOARD MEMBERSHIP UPDATE - At the present time all the current members of the Fire Advisory Board wish to be reappointed. Appointment forms have been submitted to the Legislature Clerk.

COVID-19 ASYMPTOMATIC TESTING

EMO staff and NYS nurses are still conducting asymptomatic testing clinics at the Finger Lakes Mall facility.

OTHER ACTIVITIES - Month of April 2021

*Fire Coordinators*- Dispatched 16 times to assist Incident Command at Emergency Scenes.

*Fire Investigators*- Dispatched 1 time to find cause and origin of a vehicle fire.

- **Jay DeWispelaere (Probation) –**

- **Alternatives to Incarceration Board;**
  - No update at this time
  - Second quarter ATI meeting to be held remotely June 23, 2021 at 3:00 pm; invitation has been sent.
- **COVID;**
  - A return to 100% in office staffing will be made effective Tuesday, June 1, 2021
- **Brian Schenck (Sheriff) –**
  - Members of the Sheriff’s Office are being recognized May 2<sup>nd</sup> – 8<sup>th</sup> during National Correctional Officer’s Week and May 9<sup>th</sup> – 15<sup>th</sup> during Police Week. During this time we honor their achievements and thank the men and women that serve our community for their dedication and commitment.
  - Deputy Slobe and K-9 Recruit “Pitt” are currently attending their 9 week basic training in patrol, apprehension, and tracking in Onondaga County. Once completed, they will attend a 5 week training program in narcotics detection.
  - Educational services, CHAD drug and alcohol treatment, peer services, and limited programming are currently available in the jail. In person inmate visitation remains suspended. Inmates are currently able to visit with family virtually as well as by telephone and mail.
  - The Centralized Arraignment Part (CAP) Court was utilized for 78 pre-arraignment detainees in April.
  - At the time of this report we are housing 168 total inmates in our jail. Of those total inmates, 37 are Federal board-ins, 23 NY State Parole Violators that are facing new charges, and 15 Parolees that have been detained for violating their Parole. The New York State Department of Corrections and Community Supervision (DOCCS) has taken custody of 25 state ready inmates in the last two weeks. Currently we are holding an additional 25 inmates that are ready to be transported to DOCCS.
  - We are currently in week 5 of our 12-week inhouse Custody Basic Academy.
  - May is National Mental Health Awareness Month. During this month we partner with local providers to bring attention to this important issue that impacts many people in our community.
  - We continue to partner with Nick’s Ride for Friends, the Cayuga County Drug Free Coalition, and the HEALing Communities Study to engage the public at local events to secure and dispose of dangerous unneeded prescription medication, provide drug prevention, treatment, and peer support information, and provide the opiate overdose reversal medication Naloxone. On May 15<sup>th</sup> the Town of Brutus is hosting one of our events at their town hall in Weedsport from 10:00 AM – 2:00 PM.

#### **RESOLUTIONS:**

- 911:**
- 5-21-JP-1 Authorization to create and fill the position of 911 Database Analyst in the Cayuga County E-911 Center. **Motion by Vitale, 2<sup>nd</sup> by Daly, all in favor.**
  - 5-21-JP-2 **(PULLED @ Judicial)** Authorization to fill one vacant Supervising Emergency Services Dispatcher position and unfund a Dispatching Emergency Services Dispatcher due to a promotion.
  - 5-21-JP-3 Authorization for the Chair of the Cayuga County Legislature to sign a contract with Motorola for necessary microwave upgrades associated with the new emergency communications system. **Motion by Batman, 2<sup>nd</sup> by Nightengale, all in favor.**

**SHERIFF:**

- 5-21-JP-5 Resolution Authorizing the Cayuga County Sheriff and the Cayuga Community College Office of Public Safety to enter a Memorandum of Understanding for use of the Cayuga County Sheriff’s Weapons Range. **Motion by Pecher, 2<sup>nd</sup> by Daly, all in favor.**
- 5-21-JP-6 Authorize the Chair of the Cayuga County Legislature and the Cayuga County Sheriff to sign a Memorandum of Agreement (MOA) with the Cayuga County Deputy Sheriff’s Police Association (DSPA) authorizing two Administrative Lieutenants to separate from the bargaining unit and form their own. **Motion by Batman, 2<sup>nd</sup> by Nightengale, all in favor.**

**Motion by Batman to bundle JP 7&8, 2<sup>nd</sup> by Nightengale, all in favor.**

- 5-21-JP-7 Authorizing the Sheriff’s Office to accept funding through the 2020 Operation Stonegarden Grant from the Division of Homeland Security and Emergency Services and amend the 2021 Sheriff’s Grants Budget to accept the 2020 funding.

5-21-JP-8 Authorizing the Sheriff's Office to accept funding through the 2019 Operation Stonegarden Grant from the Division of Homeland Security and Emergency Services and amend the 2021 Sheriff's Grants Budget to accept the 2019 funding

**End of bundle**

**Motion by Pecher to adjourn at 6:53PM, 2<sup>nd</sup> by Daly, all in favor.**