



MINUTES
JUDICIAL & PUBLIC SAFETY COMMITTEE
Wednesday, August 14, 2019, Chambers – to follow Planning

CALL TO ORDER: By Hon. Christopher Petrus at 6:35 p.m.

MEMBERS: Legislators Keith Batman, Michael Didio, Timothy Latimore (Vice Chair), Paul Pinckney, and Ben Vitale

EXCUSED: Legislators Joseph Bennett

OTHERS: Legislators Aileen McNabb-Coleman, Joseph DeForest, Charlie Ripley, Elane Daly, Ryan Foley, County Attorney Christopher Palermo, Lloyd Hoskins, Director Youth Bureau and Assigned Counsel, Cayuga County 9-1-1 Administrator Denise Spingler, Sheriff Brian Schenck, Detective Lt. Frederick Cornelius, District Attorney Jon Budelmann, Cayuga Economic Development Director, Tracy Verrier, Planning and Economic Development Stephen Lynch, Director, Suzanne Gauthier, Administrative Assistant, Trish Kerr, Ed Darrow, Ryan Franklin, The Citizen

MINUTES TO APPROVE: July 10, 2019

Ben Vitale motioned to approve the minutes of July 10, 2019, 2nd by Paul Pinckney. All members present voted in favor, passed

APPOINTMENTS: None

DEPARTMENT UPDATES FOR COMMITTEE:

Denise Spingler (911) –

CENTER UPDATES:

- Three new trainees – started floor training on 7/28/19
- New chairs purchased through PSAP 18 grant

ADMINISTRATOR UPDATES:

Emergency Management

- Grant reporting for 2nd quarter complete
- Comprehensive Emergency Management Plan (CEMP)
 - Steering Committee continuing to work through plan
- Preparing to review EM Director applications
- Interviewed candidate for Administrative Officer
- Upcoming EOC Tabletop scheduled 9/16 & 9/18 am / pm time slots
 - More information coming
- Preparing to close out SHSP 16, TRGP 16, & HMGP 16 Grants

911

- Grant reporting for 2nd quarter complete
- Attended Next Gen 911 Conference in Albany 7/30-7/31
- Bill S1716 – New Discovery Law
 - Effective January 2020
 - Meeting with LE Agencies / DA next month to discuss & formulate plan

EMERGENCY COMMUNICATIONS SYSTEM UPDATES:

- Working with PSB Maintenance staff / Gary Duckett to upgrade the Generator at the PSB – Grant funded project
- Working through Motorola / Finger Lakes Communications re: service transition issues
 - Motorola extended service with Finger Lakes through August
 - Working with Finger Lakes to establish potential cost savings in direct contract for 2020
 - Continue to contract with Motorola for software

- **Additional Updates**

- Denise highlighted the new state discovery law requirement for additional reporting required for the District Attorney office which will go into effect in January 2020. An additional new dispatcher person will be requested in the 2020 budget to meet the requirements of the new law. A new dispatcher will be able to do the extra reporting as an extra duty; as well as provide relief to the other dispatchers. Discussion continued on the duties of this position as clerical opposed to dispatching. Job description may need to be adjusted to accommodate these new duties.
- 2019 Statewide Interoperable Communications Formula - Based Grant (SIEC) application opened on August 12th with submittal by the first week in September.

RESOLUTIONS:

EMO:

8-19-JP-7 Authorize the Chair of the Legislature to sign a contract with Tetra Tech for the purposes of improving emergency management plans, training and exercises in Cayuga County.

Denise explained the RFP was completed in April, the resolution will allow the company to continue the contract for one year.

Paul Pinckney motioned to approve and move resolution 8-19-PL-72, 2nd by Michael Didio. No discussion. All members present voted in favor, passed.

Legislator DeForest inquired about the upcoming training sessions. Denise explained the upcoming sessions.

- Emergency Operations Center (EOC) Tabletop Training in be held in two separate training sessions in mid- September. The goal of this training would be to outline the roles of all concerned parties if a large scale incident would occur in the County. The session will look at what gaps, strengths and weakness to determine if any additional tools are needed for successful handling of such events. The training will assist in documenting any needs which can be used to further apply for additional funding.
- Tier 3 Training to be held on August 21st. This annual based training is designed for elected officials and government officials in the County and what their roles would be in the event of a large scale emergency in the County.

□ Vacant (Fire/EMO) –

(Lynch Update on EMO)

- The County Planning Director continues to work closely with the E-911 Administrator, the temporary administrative assistant and the dedicated ES Coordinators to oversee the day-to-day operations at EMO.
- A procedure for reviewing, short-listing and interviewing eligible candidates for the EMO Director position has been approved by the Chair of the Legislature and Chair of the J&PS Committee. A review/interview team of seven (7) individuals has been identified to participate in the process. This team includes representatives stakeholders from key county departments closely related to public safety, the Fire Advisory Board, Volunteer Fire and Ambulance Services and the Auburn Fire Department. A list of twenty-eight applicants/candidates from the March recruitment effort plus one (1) eligible individual from the June-July recruitment effort has resulted in a maximum pool of twenty-nine (29) candidates for Director. This pool will be canvassed to confirm continued interest in position and the review, short-listing and interview process will resume. The general time frame for this targets August and September for the process, resulting in a candidate being brought forth to the Legislature in October.
- With Legislature approval in July, interviews with candidates for the entry-level EMO Administrative Officer-EMS position are being scheduled. The Application Deadline for the September 28th Civil Service Test is Wed. August 21st at 4:00 PM. Notice of the position/test have been circulated to the entire public safety and fire community.
- EMO event planning and coordination for the Great Race (8/11) is complete and communication and coordination with sponsors of the Cayuga Lake Bass Pro Fishing Tournament (8/22 – 8/25) is established.
- An ES Coordinator Meeting is scheduled for Wednesday, August 14 (following J&PS Committee). Twice-monthly meetings will continue in September (dates pending).

- **Additional Updates**

- Steve updated the committee on the EMO director search. The candidates applications will be reviewed by the search committee and the potential candidates will be interviewed in September.

RESOLUTIONS:

EMO cont.:

8-19-JP-1 Authorizing Chair of the Legislature to temporarily fill six (6) part time Administrative Officers in the Emergency Management Office as Job 2 positions for the qualified ES Coordinators

Keith Batman motioned to approve and move resolution 8-19-JP-1, 2nd by Paul Pinckney. No discussion. All members present voted in favor, passed.

8-19-JP-2 Authorizing a budget transfer in FY2019 EMO Budget for critical safety repairs to the Cayuga County Fire Training Tower

Michael Didio motioned to approve and move resolution 8-19-JP-2, 2nd by Keith Batman. Legislator Lattimore inquired about the engineering and scope of work to be completed. Steve Lynch stated an assessment was completed as to what upgrades are needed to the burn panels to meet the fire safety regulations to do burn training. All members present voted in favor, passed.

Legislator Pinckney inquired about the tracking of Administrative Officers and whether still falls within budgetary restraints.

Lloyd Hoskins (Assigned Counsel/Stop DWI) – No updates

- **Additional Updates**

- Continuing discussions with all concerned partners regarding the January 1st implementation of the new Bail Reform laws and how it will impact the different departments/agencies.

Dr. Adam Duckett (Coroner) – No updates

Jon Budelmann (District Attorney) – No updates

- **Additional Updates**

- DA Budelmann reviewed with the committee the probable budget impacts of the new regulations which will go into effect on January 1st: The Bail Reform Act, Article 245 for mandatory discovery and Speedy Trial amendments. Article 245 will require all data from arrests will now need to be turned over in 15 days. These regulations will have impacts on all departments and agencies involved in the public safety divisions with no additional funding from the State for implementation of these changes.
- The District Attorney will be asking for additional staff in the 2020 budget to be able to fulfill the new requirements.

RESOLUTIONS:

DA:

8-19-JP-3 Resolution to amend the 2019 Budget to include revenue and appropriations related to the Adventf's Traffic Education Program

Tim Lattimore motioned to approve and move resolution 8-19-JP-3, 2nd by Mike Didio. Legislator Batman is opposed to treating this request as a standalone request for additional staff with the County facing the other unknown costs for new staff to prepare for the new State requirements. Legislator Petrus agrees on the significant impact of the new regulations; however this software is currently generating revenue. The DA explained the revenue pays for the staff performing the services. Legislator Daly inquired on whether this position can be postponed until the final preparation of the 2020 budget and further predict what the costs would be for the remainder of 2019. Legislator Lattimore supports the DA and public safety and called the question. Further clarification was requested. DA Budelmann stated the costs of the program are calculated when performed. Members Lattimore, Pinckney and Paul in favor. Members Batman, Vitale and Didio opposed. Motion defeated, moved to Ways and Means.

Legislator Foley inquired about the impact to the community on the Bail Reform Act. DA Budelmann explained the process of the current system of arraignments and the details of the new regulations. Depending on the charges, the person arrested may be released sooner without bail as soon as they are processed or soon thereafter.

Jay DeWispelaere (Probation) – No updates

- **Additional Updates**

- Director DeWispelaere stated the Bail Reform Act will have a definite impact on the Probation department. County will need to make decisions on how departments and agencies will control the handling of pre-trial services and of those individuals released with conditions: whether additional Probation supervisory services will be needed and/or

electronic monitoring. Decisions will need to be made as to whether Probation or contract services will administer the electronic monitoring component, how the program will be funded, where the program will be housed and the titles for the new positions. The second phase of Raise the Age will be implemented on Oct 1st with bringing the 17 year olds into the system. At this time, a second Probation officer specifically assigned for the juvenile justice is not needed; yet will be re-evaluated mid-year 2020.

□ **Brian Schenck (Sheriff)**

- As of the week ending August 2nd the Sheriff's Office has taken receipt of nine patrol and custody vehicles leased through Enterprise. These vehicles have been deployed to replace vehicles with the highest mileage and in need of the most serious repair. Eleven vehicles are due and it is anticipated that they will be delivered to the Sheriff's Office in the next few weeks with two to three completed vehicles being delivered per week.
- The Federal inmate population boarded to the jail remains steady at 35-40 inmates per day. Local inmates boarded to the jail remain at approximately 5 per day.
- The Custody Division is currently planning to host a Custody Training Academy at the Sheriff's Office beginning September 9th. The Onondaga and Seneca County Sheriff's Offices will be partnering with us and sending new recruits to this academy as well. We anticipate approximately 20 total recruits being trained during this partnership.
- Aggressive recruiting efforts continue for our Deputy Sheriff Patrol entry exam that is scheduled for September 14th. An open house recruiting event was held at the Sheriff's Office on Thursday July 25th with over 20 candidates attending and registering on site for the exam. HR staff assisted with this event and assisted with the online registrations at the time. As of the week ending August 2nd, approximately 110 people are registered for the exam. Registration ends August 7th. Recruiting continues to be a challenge for our Patrol and Custody Divisions and is an issue that many agencies are currently struggling with.
- An operational audit requested by the Sheriff earlier this year of the Sheriff's Civil Division by the NY State Sheriff's Association resulted in recommendations for improvement, one of which was the need to establish direct supervision of the Civil Division that was not in place. A Patrol Sergeant was re-assigned to directly supervise the Civil Division along with providing supervision to the Court Security and County Office Building Security Divisions. The Sergeant filling this role is working from the third floor of the Old Historic Post Office in close proximity to the Civil Division and Court and County Office Buildings.
- The Cayuga County Deputy Sheriff's Police Association (Patrol Union) has agreed to voluntary discussions to potentially negotiate the ability to utilize a Special Patrol Officer position in area schools to provide security. This work has been performed by members of their bargaining unit in the past and the potential creation of this position appears to require negotiating with this unit. Discussions will begin soon to work towards an agreement that will allow for the Sheriff's Office to offer this position to two area schools that are seeking assistance with safety and security of their facilities.

● **Additional Updates**

- Sheriff Schenck as far as the discovery for the new requirements, the Sheriff's Department will not need additional staff.
- NYS Commission of Corrections sets the minimum staffing levels for the jails based on the number of beds and how the beds are laid out. Due to the potential jail inmate reductions with the new requirements; will need to re-evaluate what the facility's needs will be when it is known how many fewer inmates will be housed in the jail. If the inmate numbers become reduced at the jails; NYS would need to set a new minimum staffing level for the facilities. Any additional space could be used for additional federal inmates; yet will be sharing the potential federal revenue with the surrounding Counties as well. The Sheriff recommends waiting to review the staffing levels when true numbers are established in 2020.

SHERIFF:

8-19-JP-5 Authorize the Sheriff to fill two vacant Sheriff Custody Officer Positions in the Custody Division of the Cayuga County Sheriff's Office

Sheriff Schenck explained this year the Custody Division has been down six unoccupied positions; as well as an additional six positions are unstaffed due to temporary and long term disabilities. The Sheriff is looking to fill the two positions and will wait for additional hiring until the numbers become known next year.

Ben Vitale motioned to approve and move resolution 8-19-JP-5, 2nd by Mike Didio. No discussion. All members present voted in favor, passed.

- The department has been actively recruiting for the road patrol test to be held on September 14th. The Human Resource department had assisted in facilitating an Open House which resulted in registering 20 candidates for the exam. The outreach night with the City of Auburn also helped in recruiting efforts.
- In negotiations with the Port Byron and Union Springs school districts to supply a Student Resource Officer in the schools which can be filled with special patrol officers.

8-19-JP-4 Authorize the Sheriff to fill one Deputy Sheriff, one Deputy Sheriff Corporal and resulting backfills in the Law Enforcement Division of the Cayuga County Sheriff's Office

Keith Batman motioned to approve and move resolution 8-19-JP-4, 2nd by Mike Didio. No discussion.
All members present voted in favor, passed.

8-19-JP-6 Authorizing the creation of a temporary leave bank for a Cayuga County Sheriff's employee

Mike Didio motioned to approve and move resolution 8-19-JP-6, 2nd by Paul Pinckney. No discussion.
All members present voted in favor, passed.

EXECUTIVE SESSION

Mike Didio motioned to go into executive session to discuss the employment of a particular person at 7:55 p.m., 2nd by Keith Batman. All members present voted in favor, passed.

Paul Pinckney motioned to come out of executive session at 8:30 p.m., 2nd by Keith Batman. All members present voted in favor, passed.

ADJOURNMENT:

Keith Batman motioned to adjourn the Judicial and Public Safety Committee meeting at 8:30 p.m., 2nd by Ben Vitale. All members present voted in favor of the motion, passed.

Next Judicial and Public Safety is scheduled for **September 11, 2019** following the Planning and Economic Development Meeting at the Cayuga County Office Building, Sixth Floor County Chambers, 160 Genesee Street, Auburn, New York 13021