

# PUBLIC SAFETY COMMITTEE MEETING MINUTES

In accordance with Executive Order 202.1 issued by Governor Cuomo, dated March 12, 2020 and entitled, CONTINUING TEMPORARY SUSPENSION AND MODIFICATION OF LAWS RELATING TO THE DISASTER EMERGENCY (COVID 19) permits any public body to meet and take such actions authorized by law without permitting in public in-person access to meetings and authorizing such meetings to be held remotely by conference call or similar service, provided that the public has the ability to view or listen to such proceeding...

Date: Thursday, April 30, 2020 @ 1:00 PM

Location: *Public Safety Bldg., 2<sup>nd</sup> Floor Conference Room via BOS YouTube Channel* (<https://www.youtube.com/channel/UCcfZs0H1gcOlb67vIR8g-Ow>) & *Zoom Conference Call*

Present in person: *May (Committee Chair)*

Present via Zoom: *Berwanger (Vice Committee Chair)*, Kehl, Brick (1:21 PM), Becker, Granger, Roberts, Jacoby

Also Present in person: C. Ketchum/Board Clerk; S. Mantelli/IT; B. Ryan, T/Warsaw (1:06 PM)

Also Present via Zoom: M. Roche, T/Eagle; S. King, T/Pike; J. Cook/Budget Officer; A. Brunner, T/Java; E. Grant, T/Bennington; D. Linder/Undersheriff; L. Perez/D. Board Clerk (BOS YouTube Channel)

Absent:

Department Agenda Item	Discussion	Decision	Action
<b>Committee Chair's Agenda</b>			
	<i>~Nothing to Report~</i>	Motion: Ayes: Noes: Absent:	Carried: Defeated: Referred to:
<b>1:00 PM District Attorney w/D. O'Geen</b>			
<i>FYI ~ Referred to 05-05-20 Finance Committee from 04-28-20 Human Resources</i> <i>Amend Salary Schedule S: District Attorney</i> To set the negotiated salary of the <i>Assistant District Attorney (3<sup>rd</sup>)</i> (position code 031.503) to \$71,000.00 annually effective May 4, 2020.		Motion: Ayes: Noes: Absent:	Carried: Defeated: Referred to:
<b>1. FYI:</b> • Payment of \$80 for lunches for the Wyoming County Grand Jury	<i>Note: Per the protocol, Chairman May approved via email. Although the EOC wound up with half the lunches.</i>	Motion: Ayes: Noes: Absent:	Carried: Defeated: Referred to:
<b>2. Misc.</b> • DA O'Geen offered an explanation to Public Defender's Assigned Counsel program. Qualifications have been loosened up. DA O'Geen was hoping county can reign in as best they can. Has to do with people qualifying for services. He wondered how much vetting is taking place. • 200 or 250% of poverty? • Qualifications have been waived...		Motion: Ayes: Noes: Absent:	Carried: Defeated: Referred to:
<i>At 1:06 PM Supervisor Ryan, T/Warsaw entered the meeting during this agenda item.</i>			

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Absent:

Department Agenda Item	Discussion	Decision	Action
<ul style="list-style-type: none"> <li>Supervisor Granger, T/Gainesville thanked District Attorney O’Geen for bringing this to the Supervisors’ attention.</li> <li>There was discussion over Town Justice Courts being closed until 05/31/20.</li> <li>Grand Jury end of June</li> <li>Town Court Clerks are Town employees. DA O’Geen implored Supervisors to call their court clerks back to work.</li> </ul>		Motion: Ayes: Noes: Absent:	Carried: Defeated: Referred to:
<b>1:15 PM Sheriff w/G. Rudolph</b>			
<p><i>Deferred from 04/02/20 Public Safety Committee:</i>  <i>Referred from 02/27/20 Public Safety Committee:</i>                      Discussion:</p> <ul style="list-style-type: none"> <li>Cost for Armed Security Guard for the Government Center and WCCH</li> <li>Has those numbers. Will defer till next month.</li> </ul>		Motion: Ayes: Noes: Absent:	Carried: Defeated: Referred to:  <i>Deferred until next month.</i>
<p>1. <u>Operational Updates:</u></p> <ul style="list-style-type: none"> <li>Summary of overtime for the Sheriff for the period of March 22, 2020 through April 18, 2020.</li> </ul>		Motion: Ayes: Noes: Absent:	Carried: Defeated: Referred to:
<p>2. <u>Grant Application:</u>                      Authorize Chairman to sign a grant application with <i>United States Department of Justice</i>, 950 Pennsylvania Avenue NW, Washington, DC 20530 for funding of bullet proof vests to replace vests that are over 5 years old and purchase vests for new employees. Grant reimburses 50% of the cost; effective August 1, 2020 through July 31, 2022.</p>	<p><i>Cost \$800-\$1,000 ea. They’re good for about 5 years. Hard to repurpose because they have an expiration date but are used for training purposes.</i></p>	Motion: Granger Ayes: 8 Noes: Absent:	Carried: <b>XXX</b> Defeated: Referred to:
			<b>APPROVED</b>

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Absent:

Department Agenda Item	Discussion	Decision	Action
<p>3. <i>FYI ~ Contract (\$3,000 and under):</i></p> <ul style="list-style-type: none"> <li>• <i>Main Street Insurance</i>, 120 Main St., Attica, NY 14011 for liability and property insurance for the Wyoming County Sheriff Posse in the amount of \$1,201.15; effective May 1, 2020 through April 30, 2021.</li> </ul>		Motion: Ayes: Noes: Absent:	Carried: Defeated: Referred to:
<p>4. <i>2020 Appropriation:</i></p> <p><b>To:</b> 01.37.3112.4.40016M Internet Service                      \$43.87                      w/01.12.3112.43890M Homeland Security 2018              \$43.87</p> <p><b>Reason:</b> To cover expenses relating to Homeland Security Grant.</p>	<p><i>Internet for the cars.</i></p>	Motion: Kehl Ayes: 8 Noes: Absent:	Carried: <b>XXX</b> Defeated: Referred to:
<p>5. <i>Discussion:</i></p> <ul style="list-style-type: none"> <li>• Covid-19 Update                             <ul style="list-style-type: none"> <li>○ Complaints have been down</li> <li>○ Significant burglary investigation going on</li> <li>○ Sex crimes are up</li> <li>○ Using Skype</li> <li>○ Little movement in or out of the jail.</li> <li>○ No positive cases of COVID-19 in the Jail.</li> </ul> </li> </ul> <p>Supervisor Granger, T/Gainesville asked if they were disinfecting cars. The Sheriff confirmed that they were and he explained the process...</p>		Motion: Ayes: Noes: Absent:	Carried: Defeated: Referred to:

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Absent:

Department Agenda Item	Discussion	Decision	Action
<b>County Jail</b>			
<i>At 1:21 PM Supervisor Brick joined the meeting during the below agenda item via Zoom.</i>			
6. <u>Operational Updates:</u> <ul style="list-style-type: none"> <li>• Inmate numbers for March 2020:                             <ul style="list-style-type: none"> <li>○ Total: avg. 41.5; high 48; low 35                                     <ul style="list-style-type: none"> <li>▪ Male: avg. 33.5; high 39; low 28</li> <li>▪ Female: avg. 9; high 11; low 7</li> <li>▪ Boarded in: avg. 2.5 ; high 3; low 2</li> <li>▪ Boarded out: avg. 1; high 1; low 1</li> </ul> </li> <li>○ Net income: \$7,565.00</li> </ul> </li> </ul>	Motion: Ayes: Noes: Absent:	Carried: Defeated: Referred to:	
7. <b>Procurement Card:</b> Request permission to issue a procurement card to Jail Administrator C Michael Horton with a \$1,000.00 credit limit.		Motion: Jacoby Ayes: 8 Noes: Absent:	Carried: <b>XXX</b> Defeated: Referred to: <b>APPROVED</b>
<b>Stop DWI w/D. Linder</b>			
	<i>~Nothing to Report~</i>	Motion: Ayes: Noes: Absent:	Carried: Defeated: Referred to:
<b>Jail Kitchen</b>			
	<i>~Nothing to Report~</i>	Motion: Ayes: Noes: Absent:	Carried: Defeated: Referred to:

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Absent:

Department Agenda Item	Discussion	Decision	Action
<b>911</b>			
	<i>~Nothing to Report~</i>	Motion: Ayes: Noes: Absent:	Carried: Defeated: Referred to:
<b>1:30 PM Emergency Services w/B. Meyers</b>			
<b>1. <u>Cancel Pre-Approved Overnight Travel Authorization:</u></b> <ul style="list-style-type: none"> <li>• W. Streicher to attend the Annual Fire Service meeting at NYS Chief's Office, 1670 Columbia Turnpike, East Schodack NY on March 18, 2020 and then attend the meeting on staffing levels at the Colonie Training Center, 108 Wade Road, Colonie NY on March 19, 2020.                             <ul style="list-style-type: none"> <li>○ <i>Travel was approved at 02/27/20 Public Safety Committee Meeting.</i></li> </ul> </li> <li>• W. Streicher to attend the 2020 NYS County Fire Coordinators' Association Spring Conference at the Harbor Hotel, Watkins Glen, NY 14891, April 1-3, 2020.                             <ul style="list-style-type: none"> <li>○ <i>Travel was approved at 02/27/20 Public Safety Committee Meeting.</i></li> </ul> </li> <li>• W. Streicher to attend 2020 Intelligence Liaison Officer Conference, at The Otesaga, 60 Lake Street, Cooperstown, NY 13326, April 5-7, 2020.                             <ul style="list-style-type: none"> <li>○ <i>Travel was approved at 01/30/20 Public Safety Committee Meeting.</i></li> </ul> </li> <li>• B. Meyers to attend New York State Office of Fire Prevention and Control Hazardous Materials Seminar at the NYS Academy of Fire Science, 600 College Ave, Montour Falls, NY 14865, April 16-19, 2020.  <i>Travel was approved at 12/19/19 Public Safety Committee Meeting.</i></li> </ul>		Motion: Ayes: Noes: Absent:	Carried: Defeated: Referred to:
<b>2. <u>Shine Your Light for Firefighters on International Firefighters' Day. May 4-5, 2020.</u></b>	<b>Chairman Davis gave permission to light up the Government Center.</b>	Motion: Ayes: Noes: Absent:	Carried: Defeated: Referred to:

**Masks for seniors available. OFA, Towns, Villages and churches for distribution. Sheriff Rudolph reported that they've had very few mask complaints.**

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Absent:

Department Agenda Item	Discussion	Decision	Action
<b>1:45 PM Fire and Building Code Enforcement w/D. Roberts</b>			
1. <i>Monthly Report : March</i>	<u><a href="#">Attached</a></u>	Motion: Ayes: Noes: Absent:	Carried: Defeated: Referred to:
2. <i>Bid Award:</i> Authorize Chairman to award bid and sign a contract, pursuant to General Municipal Law §103 with <b>Conroy Motor Corp.</b> , 1457 Main St., Java Center, NY 14082 for one (1) new, midsize, all-wheel drive (AWD), SUV (preferred color black) in an amount not to exceed \$25,107.00; effective April 16, 2020.	<b>Bid opening was held at 9:00 am on 4/15/2020</b> 2 bids submitted; <ul style="list-style-type: none"> <li>▪ Conroy Motors – \$25,107.00</li> <li>▪ Mc Clurg CDJ Inc. – \$25,600.00</li> </ul> <i>County Attorney has Contract in review</i>	Motion: Brick Ayes: 8 Noes: Absent:	Carried: <b>XXX</b> Defeated: Referred to:  <b>*RESOLUTION</b>
3. <i>Property Maintenance:</i> Performing the Enforcement Duties, Building a Strong Team, Political Backing and Support.	<u><a href="#">Power Point Presentation</a></u> – Approx. 10-15min	Motion: Ayes: Noes: Absent:	Carried: Defeated: Referred to:
<b>2:00 PM Public Defender w/N. Effman</b>			
<p><i>Public Defender, N. Effman explained that the HH2 Funding is a “done deal” and is the least threatened of all state funds. Already approved by the state. This attorney will focus on appeals. Public Defender Effman questioned Supervisor Grant, T/Bennington on comment regarding his lack of administrative oversight. Probably just new people trying to catch on. Supervisor Kehl, T/Attica offered not so much lack of oversight but wondered about reduction of workforce if grant funding went away. Public Defender Effman talked about the creation of the Data Manager and the Staff Social Worker and explained grant budget of full benefits vs. county policy of new employees (hired after January 1, 2014) paying 10% of their health insurance premium. Supervisor Kehl, T/Attica reminded Public Defender Effman of the error in the offer of employment. Public Defender Effman reiterated grant funds covering salary and fringe and added that salary schedules are left to the discretion of the Human Resource department. Supervisor Brunner, T/Java question Public Defender Effman on if his department had room for the new employees. Public Defender Effman reminded the Supervisors of the newly built addition on his building. All covered by the Herrill v. Herring funding.</i></p>			

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Absent:

Department Agenda Item	Discussion	Decision	Action
<p><i>Referred to 04-30-20 Public Safety Committee from 04-28-20 Human Resources for further action.</i></p> <p style="text-align: center;"><i>Position Create/Fill: Public Defender</i></p> <p>One (1) position of <i>Assistant Public Defender (6<sup>th</sup>)</i> (1.0 FTE) on <del>Schedule S</del> <i>Schedule G</i> at an annual salary of \$70,000.00 per year; position available: May 13, 2020.</p>	<p><i>Budget Officer Cook offered that in her opinion the Harrell v. Herring (year 2) funding should be good for 1-2 years.</i></p>	<p>Motion: Brick Ayes: Noes: Absent:</p>	<p>Carried: <b>XXX</b> Defeated: Referred to:</p> <p style="text-align: right;"><b>FINANCE</b></p>
<p><i>Budget Officer Cook confirmed with the Payroll Department that the Investigator is currently utilizing accrued benefit time to subsidize her disability income to be made whole.</i></p>			
<p><i>FYI ~ Referred to 05-05-20 Finance Committee from 04-28-20 Human Resources</i></p> <p style="text-align: center;"><i>Position Create/Fill: Public Defender</i></p> <p>One (1) position of <i>Investigator (Temp)</i> (1.0 FTE) on schedule S at an hourly rate of \$19.71/hr.; position available: April 21, 2020 through the medical leave of absence of current Investigator.</p>	<p><i>Temporary replacement for employee on leave. <u>Emergency request</u> approved by Chairman on April 24, 2020. Corrected effective dates: 04/21/20 – 05/12/20.</i></p>	<p>Motion: Ayes: Noes: Absent:</p>	<p>Carried: Defeated: Referred to:</p>
<p><i>FYI ~ Referred to 05-05-20 Finance Committee from 04-28-20 Human Resources</i></p> <p style="text-align: center;"><i>Amend Salary Schedule G: Public Defender</i></p> <ul style="list-style-type: none"> <li>• Reduce the stipend of \$10,000 for the <i>Investigator</i> (position code 007.514) under the CAFA grant (Round 2); effective immediately.</li> <li>• Establish a stipend by the same amount for the <i>Assistant Public Defender (5<sup>th</sup>)</i> (position code 010.503) under the CAFA grant (Round 2); effective April 4, 2020.</li> </ul>		<p>Motion: Ayes: Noes: Absent:</p>	<p>Carried: Defeated: Referred to:</p>

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Absent:

Department Agenda Item	Discussion	Decision	Action
<p>1. <b>Overnight Travel Authorization CANCELLED</b>                      N. Effman &amp; L. Nowotarski to attend House of Delegates Member Meeting at the New York State Bar Center in Albany, NY on April 2 – 4, 2020. There is no cost to the county. Travel will be funded by grant (Distribution 8). Conference was cancelled due to the virus outbreak. This overnight travel was approved on 2.27.20</p>		Motion: Ayes: Noes: Absent:	Carried: Defeated: Referred to:
<p>2. <b>Amend Salary Schedule “G”:</b>                      Funds (annual stipends plus corresponding fringe) provided through Hurrell-Harring Grant. Contract No. CSTWIDEHH52 Year 2. Said amounts to be paid retroactive to April 1, 2019 – March 31, 2020, and shall continue as bi-weekly payments for the duration of the Hurrell-Harring Grant ending on March 31, 2023.</p> <ul style="list-style-type: none"> <li>• Assist. Public Defender 1<sup>st</sup>                                 \$7,000.00</li> <li>• Assist. Public Defender 2<sup>nd</sup>                             \$7,000.00</li> <li>• Assist. Public Defender 3<sup>rd</sup>                            \$14,000.00</li> <li>• Secretary I   \$5,000.00</li> </ul>	<p><i>Public Defender, N. Effman explained that the additional stipend amount for the Assistant Public Defender 3<sup>rd</sup> is to put him on same salary level as the rest of the attorneys. The reason Indigent Legal Services approves these stipends is because we are in a very competitive market.</i></p>	Motion: Kehl Ayes: 8 Noes: Absent:	Carried: <b>XXX</b> Defeated: Referred to:

**FINANCE**

Committee Chair Initials: \_\_\_\_\_

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Absent:

Department Agenda Item	Discussion	Decision	Action		
<b>3. Misc. / COVID-19</b> <ul style="list-style-type: none"> <li>• Has something changed?                             <ul style="list-style-type: none"> <li>○ Eligibility                                     <ul style="list-style-type: none"> <li>▪ 3 years ago eligibility went from 125% of poverty level to 250%.</li> <li>▪ Eligibility is no longer a criteria. Everyone is eligible for a free attorney.</li> <li>▪ Nothing can be done locally to change that. Ruling of a court of appeals judge.</li> </ul> </li> <li>○ Arrests are down.</li> <li>○ Significant cases are going on</li> <li>○ Public Defender Effman offered that the department is in good shape budgetarily, as we stand here today. But every one of these items are subject to the Governor's cuts.</li> <li>○ Public Defenders have been lobbying the Governor's office to not cut in these areas. 10-20% cuts could be in the future...</li> </ul> </li> </ul>					
<b>Probation w/J. Kibler</b>					
	~Nothing to Report~	Motion: Ayes: Noes: Absent:	Carried: Defeated: Referred to:		

Signature of Committee Chairman: p/S. May (minutes prepared by C. Ketchum).

Next Public Safety Committee Meeting scheduled for **Thursday, May 28, 2020 @ 1:00 PM.**

Committee Chair Initials: \_\_\_\_\_