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August 26, 2015

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The Honorable
Erie County Legislature
92 Franklin Street
Buffalo, New York 14202

Re: MOU between the ECSO and law enforcement agencies for use of the firing and training range

Dear Honorable Members:

The attached resolution requests authorization allowing the Erie County Sheriff's Office to sign a memorandum of understanding with guest law enforcement agencies to utilize the newly renovated firing and training range in Alden.

Please refer this matter to the appropriate committee for future consideration and approval. Representatives of the Erie County Sheriff's Office will be available to answer any questions.

Very truly yours,

TIMOTHY B. HOWARD
SHERIFF OF ERIE COUNTY

Attachments

ACCOMPANYING MEMORANDUM

RE: MOU between the ECSO and law enforcement agencies for use of the firing and training range

I. Summary of Recommended Action

The attached resolution has been requested by the Erie County Sheriff's Office seeking authorization to enter into a memorandum of understanding with any and all law enforcement agency seeking to utilize the Erie County Sheriff's firing and training range.

II. Fiscal Implications of Proposal

None.

III. Reasons for Recommendation

The Erie County Sheriff's Office needs authorization to enter into memorandum of understanding with guest law enforcement agencies allow the agencies to utilize the firing and training facility in Alden and set guidelines and regulations governing the facility's use. The MOU details that guest agencies are financially responsible for replacements and repairs to the facility for any reckless or unnecessary damage caused by their activities as well as releasing the County of Erie from liability for injuries occurring on county property during the guest agency's training.

Also, the MOU acts as a mutual aid agreement between the guest agency and the Erie County Sheriff's Office for any time the agency is in need of aid with an tactical situation within Erie County.

IV. Consequences of Negative Action

Failure to approve this request will prevent the Erie County Sheriff's Office from allowing federal, state, and local law enforcement agencies access to the Erie County Sheriff's Office firing and training facility.

V. Steps Following Approval of Measure

Certified copies of this resolution that certified copies be forwarded to the Erie County Executive, the Erie County Comptroller, the County Attorney, and the Erie County Sheriff's Office for implementation.

PROPOSED RESOLUTION

Re: MOU between the ECSO and law enforcement agencies for use of the firing and training range

WHEREAS, the Erie County Sheriff's Office firing and training range has gone through extensive improvements and restoration over the past year; and

WHEREAS, the Federal Bureau of Investigation has provided much of the funding to transform the firing and training range into one of the Northeast's premier training sites for weapons and special tactics training; and

WHEREAS, Erie County Sheriff Timothy B. Howard believes this facility has become a regional asset and should be offered to local, state, federal law enforcement agencies as a training facility to develop and maintain its high level of law enforcement skills; and

WHEREAS, the MOU details the financial and supervisory responsibilities, duties, and safety requirements of the guest law enforcement agency and the Erie County Sheriff's Office; and

WHEREAS, the MOU releases the County of Erie from any liability for injuries to guest agency personnel occurring on county property to the extent of the law; and

WHEREAS, the MUO also stipulates that any guest agency entering into the MOU for use of the facility also agrees that any time the guest agency is in need of mutual aid to assist said agency with a tactical operation within the geographical jurisdiction of Erie County, the agency's first call for mutual aid will be to the Erie County Sheriff's Office; and

WHEREAS, because this facility is a regional asset, there is no method or plan to collect funds from guest agencies for use of the facility, however, should a need arise in the future in order to maintain the facility, parties will agree to pay any fees prior to the scheduled training session.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Sheriff's Office is authorized to enter into an memorandum of understanding with any and all interested law enforcement agencies seeking to utilize the Erie County Sheriff's Office firing and training facility; and be it further

RESOLVED, that the Erie County Sheriff's Office shall enter into a separate MUO for each guest agency and forward copies of the signed MOU to the County Executive, the County Attorney, and the Erie County Comptroller; and be it further

RESOLVED, that certified copies be forwarded to the Erie County Executive, the Erie County Comptroller, the County Attorney, and the Erie County Sheriff's Office for implementation.