

MARCH 5, 2009

PUBLIC SAFETY COMMITTEE  
REPORT NO. 3

ALL MEMBERS PRESENT. CHAIR MARINELLI PRESENT AS EX-OFFICIO MEMBER.

- 1. RESOLVED, the following item is hereby received and filed:
  - a. COMM. 2D-8 (2009)  
**DEPUTY COUNTY EXECUTIVE:** Letter to NYS Dept. of Probation and Correctional Alternatives - RE: EC Probation Director Position (6-0)

- 2. COMM. 4E-15 (2009)  
**DISTRICT ATTORNEY**  
WHEREAS, the District Attorney through the NYS Division of Criminal Justice Service's (DCJS) Motor Vehicle Theft and Insurance Fraud (MVTIF) Grant provides needed services to the residents of Erie County; and

WHEREAS, the District Attorney, per the grantor's request, has programmatically restructured this grant and the budgeted positions therein to take effect as of April 1, 2009; and

WHEREAS, the contract received from the NYS DCJS authorizes funding levels different from the adopted budget; and

WHEREAS, the Erie County Legislature has already approved the District Attorney's Grant Budgets and positions in Book A and B for 2009; and the funds necessary to effectuate the changes are available in the District Attorney's 2009 general fund budget; and

WHEREAS, due to these programmatic changes, the District Attorney's Office is requesting that position #2248, Data Entry Operator, be retained and transferred from the grant fund to the general fund.

NOW, THEREFORE, BE IT

RESOLVED, that effective April 1, 2009, position #2248 be transferred from fund 281, cost center 1140050, grant 114MVTIF0809, to fund 110, cost center 1140010 (B100 #4496); and be it further

RESOLVED, that the Erie County Legislature does hereby provide authorization to reallocate funds within the MVTIF grant to match state authorized funding levels, to be adjusted as follows:

Motor Vehicle Theft and Insurance Fraud Grant

114MVTIF0910

April 1, 2009 – March 31, 2010

	<u>ORIGINAL</u>	<u>INCREASE (DECREASE)</u>	<u>FINAL</u>
<u>Revenue</u>			
409000 State Aid Revenue	\$ 108,003	\$ 14,229	\$ 122,232
Total Revenue	<u>\$ 108,003</u>	<u>\$ 14,229</u>	<u>\$ 122,232</u>
<u>Appropriation</u>			
500000 Full Time Salaries	\$ 72,921	\$ - 0 -	\$ 72,921
502000 Fringe Benefits	35,082	(4,913)	30,169
911400 ID DA Services	<u>- 0 -</u>	<u>19,142</u>	<u>19,142</u>
Total Appropriations	<u>\$ 108,003</u>	<u>\$ 14,229</u>	<u>\$ 122,232</u>

General Fund

Fund Center 11400

	<u>INCREASE (DECREASE)</u>
500000 Full Time Salaries	\$ 22,750
502000 Fringe Benefits	6,825
559000 County Share – Grants	(10,433)
911400 ID DA Services	<u>(19,142)</u>
Total Appropriations	<u>\$ - 0 -</u>

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County District Attorney, the Erie County Executive, Erie County Personnel, Erie County Comptroller and the Director of Budget and Management.

(6-0)

3. COMM. 4E-19 (2009)  
**SHERIFF**  
 WHEREAS, procedures have been established by Resolution #Int. 23-3 adopted on Dec. 1, 1994;  
 and

WHEREAS, funds previously transferred from the Seized Asset Trust Account into the Asset Forfeiture Funded Program SAFS have not been totally expended; and

WHEREAS, the Sheriff's Office has identified specific funding needs; and

WHEREAS, all expenditures meet the criteria established by the U.S. Department of Justice for the use of equitable shared funds; and

WHEREAS, there will be no impact on county tax dollars.

NOW, THEREFORE, BE IT

RESOLVED, that \$135,000 currently available in the Erie County Sheriff's Office Asset Forfeiture Funded Program SAFS be allocated to fund required travel and to purchase needed vehicles and equipment; and be it further

RESOLVED, that the following budgetary transactions are hereby authorized:

ERIE COUNTY SHERIFF'S OFFICE ASSET FORFEITURE FUNDED PROGRAM SAFS

<u>REVENUE</u>		<u>Increase</u>
421550	Forfeiture Crime Proceeds	<u>135,000</u>
	Total Revenue	<u>135,000</u>
<u>APPROPRIATION</u>		<u>Increase</u>
510100	Out of Area Travel	15,000
561410	Lab & Tech Equipment	20,000
561440	Motor Vehicles	<u>100,000</u>
	Total Appropriations	<u>135,000</u>

and be it further

RESOLVED, that certified copies be forwarded to the Division of Budget, Management, the Erie County Comptroller, the Bureau of Purchase and the Office of the Sheriff.  
 (6-0)

4. COMM. 4E-20 (2009)  
**SHERIFF**  
 WHEREAS, the State of New York Governor's Traffic Safety Committee has awarded \$29,278 to the Erie County Sheriff's Office to participate in the statewide "Selective Traffic Enforcement" Program; and

WHEREAS, these funds will be used to fund overtime and purchase equipment dedicated to reducing unsafe driving behavior in an effort to decrease serious injury or death from traffic accidents.

NOW, THEREFORE, BE IT

RESOLVED, that the County of Erie is hereby authorized to accept funding in the amount of \$29,278 from the State of New York Governor's Traffic Safety Committee; and be it further

RESOLVED, that authorization is hereby provided to budget those funds as follows:

Erie County Sheriff's Office – Fund Center 11510

<u>REVENUE</u>	<u>Increase</u>
409020 Miscellaneous State Aid	<u>29,278</u>
TOTAL REVENUE	<u>29,278</u>
<u>APPROPRIATIONS</u>	<u>Increase</u>
501000 Overtime	24,078
561410 Lab & Technical Equipment	<u>5,200</u>
TOTAL APPROPRIATIONS	<u>29,278</u>

and be it further

RESOLVED, that certified copies be forwarded to the Division of Budget, Management, and the Office of Sheriff.  
 (6-0)

5. COMM. 4E-22 (2009)

**SHERIFF**

WHEREAS, Congress has set June 12, 2009 as the final deadline for terminating analog television broadcasts; and

WHEREAS, it has been the practice of the Erie County Holding Center and Erie County Correctional Facility to provide television viewing to the inmates housed in those facilities; and

WHEREAS, it is necessary to convert the existing analog television system to a digital system to continue providing this benefit after June 12, 2009; and

WHEREAS, the Sheriff's Office has solicited quotes from Intertech digital, Dish Network, and Escape Wire Solutions New York for the cost of this conversion; and

WHEREAS, the Erie County Legislature has the authority, under Article III Section 07.b of the Erie County Administrative Code to waive bidding procedures when deemed impractical by a 2/3 vote of the Legislature; and

WHEREAS, it has been determined that Intertech digital could provide the necessary equipment to continue the use of the current antenna system with the advantage of digital picture and sound at the lowest cost and without requiring monthly fees; and

WHEREAS, the Erie County Sheriff's Office has sufficient funds in the Holding Center and Correctional Facility Commissary funds to cover the estimated cost of these services, therefore requiring no county tax dollars.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Sheriff's Office is authorized to enter into an agreement with Intertech digital to provide the equipment and labor to convert the existing analog antenna system to work with the existing televisions at the Erie County Holding Center and the Erie County Correctional Facility; and it be further

RESOLVED, that formal competitive bidding process is hereby waived since this is a one time charge with no future monthly fees; and it be further

RESOLVED, that certified copies be forwarded to the Division of Purchase, the Erie County Comptroller and the Office of Sheriff.

(6-0)

**TIMOTHY M. WROBLEWSKI**  
**CHAIR**