

November 14, 2019

PUBLIC SAFETY COMMITTEE
REPORT NO. 18

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

- 1. RESOLVED, the following items are hereby received and filed:
 - a. INTRO. 16-1 (2018)
BASKIN: “Supporting State Legislation Concerning the Use of Segregated Confinement & Alternative Confinement Options”
(Chair’s Ruling)
 - b. COMM. 7E-5 (2019)
BASKIN: “Letter to Sheriff Regarding 2017-2018 Body Camera Test Project & Reported Use of Force Incidents/Forms”
(Chair’s Ruling)
 - c. COMM. 12E-11 (2019)
BASKIN: “FOIL Request – Use of Force Report(s), Investigative Reports, Case Notes & Video”
(Chair’s Ruling)
 - d. COMM. 18E-14 (2019)
BASKIN: “Letter to NYS Commission of Correction Chairman Regarding Denial of FOIL Request”
(Chair’s Ruling)
- 2. COMM. 22E-1 (2019)
SHERIFF
WHEREAS, the Erie County Sheriff’s Office helicopter (Air-1) is due for Federal Aviation Administration maintenance; and

WHEREAS, the Sheriff’s Office is attempting to reduce costs associated with disassembling and transporting or flying the helicopter outside a 100-mile radius; and

WHEREAS, the manufacturer of Air-1, Airbus – Helicopters, has a facility at 1100 Gilmore Road, Fort Erie, Ontario, Canada which is ten miles from downtown Buffalo; and

WHEREAS, because of the manufacturer’s proximity to the Sheriff’s heliport and the expertise of Airbus’ staff, the Sheriff’s Office believes the County of Erie will get the best, most cost-efficient service for the aircraft’s maintenance needs; and

WHEREAS, without the waiver, the Sheriff’s Office might be required to accept a bid from a service facility in Texas or California. Although those companies’ performance and service may be at the same level, the Sheriff’s Office would be forced to disassemble portions of the helicopter and transport the aircraft to the facility. The Sheriff’s Office believes this will add unnecessary costs and lengthen the time Air-1 is out of service; and

WHEREAS, due to the proximity of Airbus’ facility, the cost savings by eliminating additional maintenance and transportation costs, and the fact that Airbus is the manufacturer of the aircraft, Erie County Sheriff’s Office and the Division of Purchasing are seeking a waiver of Section 19.08 of the Erie County Administrative Code; and

WHEREAS, the waiver has the potential of saving \$10,000.00 in mechanic and transportation costs, having a positive impact on the County Budget.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby waives the procedures, as impractical, provided for in Section 19.08 of the Erie County Administrative Code for the purposes of performing Federal Aviation Administration mandated maintenance at the manufacturer’s facility in Fort Erie Canada; and be it further

RESOLVED, the Erie County Comptroller’s Office is hereby authorized to release the designated funds and make payments as necessary; and be it further

RESOLVED, certified copies of the approved resolution shall be sent to the County Executive, the County Attorney, the Division of Budget and Management, the Division of Purchasing, the Erie County Comptroller’s Office, and the Chief of Administration of the Sheriff’s Office for implementation. (6-0)

- 3. COMM. 22E-19 (2019)
COUNTY EXECUTIVE
WHEREAS, the Central Police Services Forensic Laboratory assists the law enforcement community by providing various lab analyses to aid in the prosecution of criminals; and

WHEREAS, only the Erie County Forensic Laboratory is able to provide the prompt DNA analysis turnaround needed for the U.S. Department of Justice’s Federal judicial proceedings both pre and post indictment; and

WHEREAS, the Erie County Forensic Laboratory also provides drug analysis and firearms analysis for the U.S. Department of Justice’s Federal judicial proceedings both pre- and post- indictment; and

WHEREAS, the U. S. Department of Justice has agreed to reimburse Erie County, on a quarterly basis, subject to minor rate changes, for the supplies and time used for these services at the rate of \$650 per case for the analysis of DNA samples, \$75 per case for the re-calculation of DNA samples, \$90 per drug analysis case, \$147 for firearms operability analysis, \$130 for bullet identification, \$114 for cartridge case identification, \$213 for microscopic comparison, and \$201 for serial number restoration.

NOW, THEREFORE, BE IT

RESOLVED, that authorization is hereby provided to Central Police Services to invoice and accept payments from the U. S. Department of Justice on a quarterly basis for services provided; and be it further

RESOLVED, that authorization is hereby provided to the Division of Budget and Management, to increase both revenue and appropriation budgets, on a quarterly basis, in each year’s Central Police Services operating fund by the amount that is reimbursed by the U.S. Department of Justice; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County Executive, the Division of Budget and Management, the Office of the Comptroller and the Department of Central Police Services, attention: Brian Speers.
(6-0)

4. COMM. 22E-20 (2019)
COUNTY EXECUTIVE

WHEREAS, the current standalone arrest booking Repository of Integrated Criminalistic Imaging (RICI) System is at its end of life and will no longer be supported; and

WHEREAS, an RFP was issued this year to replace the RICI System with a new integrated CHARMS fingerprinting system; and

WHEREAS, after proper evaluation EM Systems, Inc., was selected to replace RICI; and

WHEREAS, Central Police requires authorization to transfer \$60,000 in available funds within the previously approved 2019 Central Police Services E-911 Budget, Funds Center 16500, Fund 230, from GL 516030 Maintenance Contracts to GL 516020 Professional Services in order to fund this project.

NOW, THEREFORE, BE IT

RESOLVED, that Central Police Services is hereby authorized to enter into contract with EM Systems, Inc., 4043 Maple Road, Amherst, New York 14226 in the amount of \$60,000; and be it further

RESOLVED, that authorization is hereby provided for the Director of the Division of Budget and Management to transfer \$60,000 from GL 516030 Maintenance Contracts to GL 516020 Professional Services in the 2019 Central Police Services E-911 Fund budget (Fund 230) in order to fund the RICI System replacement; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County Executive; the Division of Budget and Management; the Office of the Comptroller; and the Department of Central Police Services, attention Brian Speers.
(6-0)

HOWARD J. JOHNSON, JR.
CHAIR