

December 10, 2009

PUBLIC SAFETY COMMITTEE
REPORT NO. 11

ALL MEMBERS PRESENT, EXCEPT LEGISLATORS KOZUB & KENNEDY.
CHAIR MARINELLI PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 12D-1 (2009)
DEPUTY COMPTROLLER: “Copy of Letter to Buffalo Mayor & City Comptroller Concerning City of Buffalo Cellblock Payments to Erie County (Second Request)”
(4-0)
 - b. COMM. 17E-1 (2009)
WHYTE: “Copy of Article Entitled, "Our Real Prison Problem"”
(4-0)
 - c. COMM. 17E-17 (2009)
WROBLEWSKI: “Copy of Letter to County Executive Concerning City of Buffalo Cellblock Agreement”
(4-0)
 - d. COMM. 17E-50 (2009)
COUNTY EXECUTIVE: “Juvenile Accountability Block Award (JABG) - From NYS Dept. of Criminal Justice Services - Amendment to COMM. 14E-15 (2008)”
(4-0)
 - e. COMM. 17D-22 (2009)
COUNTY ATTORNEY: “Letter to Legislator Wroblewski Concerning Inability to Attend Public Safety Informational Meeting Held 8/19/09”
(4-0)
 - f. COMM. 17D-30 (2009)
COUNTY ATTORNEY: “Letter to Legislator Wroblewski Concerning Inability to Attend Public Safety Informational Meeting Held 9/1/09”
(4-0)
 - g. COMM. 17D-32 (2009)
COUNTY ATTORNEY: “Letter to Legislator Grant Concerning US DOJ v. EC and EC Sheriff”
(4-0)
 - h. COMM. 17M-11 (2009)
U.S. DEPT. OF JUSTICE - ASSIST. ATTORNEY GENERAL: “Copy of Letter to County Executive - CRIPA Investigation of the EC Holding Center & EC Correctional Facility”
(4-0)
 - i. COMM. 18D-2 (2009)
COUNTY ATTORNEY: “US DOJ v. EC and EC Sheriff”
(4-0)
 - j. COMM. 19E-2 (2009)
WHYTE: “Copy of Buffalo Police Complaint Summary Report”
(4-0)
 - k. COMM. 19M-2 (2009)
ERIE COUNTY PROBATION OFFICERS' ASSOC.: “Copy of Letter to County Executive Expressing Appreciation for Filling Probation Officer Vacancies”
(4-0)
 - l. COMM. 20E-9 (2009)
COUNTY EXECUTIVE: “Traffic Safety Grant 2009-2010”
(4-0)
 - m. COMM. 20E-13 (2009)
COUNTY EXECUTIVE: “Child Passenger Safety Program 2009-10”
(4-0)
 - n. COMM. 25M-3 (2009)
EVANS TOWN CLERK: “Copy of N. Evans Fire District Detailed Estimate of Sums Required for Use for 2010”
(4-0)

2. COMM. 21E-13 (2009)

COUNTY EXECUTIVE

WHEREAS, the Department of Emergency Services would like to accept reimbursement from the University at Buffalo to provide Emergency Services assets for special events including football games. Services will be billed at \$40.00 per hour; and

WHEREAS, the use of the Emergency Services assets will allow the University at Buffalo Police Department to better provide for the safety of the patrons and staff that participate in activities at the University sponsored special events including football games.

NOW, THEREFORE, BE IT

RESOLVED, that the Legislature authorizes the Department of Emergency Services to receive reimbursement for use of Emergency Services equipment and personnel; and be it further

RESOLVED, these funds will allow the University at Buffalo Police to utilize the Emergency Service assets to safeguard the patrons at special events including football games; and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive's Office, the Division of Budget and Management, the Department of Emergency Services c/o Melissa Calhoun, the County Comptroller, and the County Attorney.
(4-0)

3. COMM. 21E-14 (2009)

COUNTY EXECUTIVE

WHEREAS, Erie County has entered into an agreement with the Federal Government to conduct the Vigilant Guard disaster training exercise; and

WHEREAS, the Federal Government has allotted Erie County the necessary funds to conduct the exercise; and

WHEREAS, to avoid future overtime costs resulting from the necessity to backfill employees it is necessary to allow for cash compensation for overtime for employees that work the Vigilant Guard exercise; and

WHEREAS, to avoid having employees with maximum compensation time banks from being required to work without compensation, it is necessary to pay overtime on a cash basis.

NOW, THEREFORE, BE IT

RESOLVED, that this honorable body authorize the Commissioner of Personnel to compensate employees that work as part of the Vigilant Guard disaster exercise on a cash basis for overtime generated during the exercise; and be it further

RESOLVED, that certified copies of this resolution be sent to the Office of the County Executive, the Department of Personnel, the Department of Emergency Services, Division of Budget and Management and the Office of the Comptroller.
(4-0)

4. COMM. 22E-13 (2009)

DISTRICT ATTORNEY

WHEREAS, funds for the STOP Violence Against Women Recovery Grant are available from the New York State Division of Criminal Justice Services (DCJS) in the amount of \$199,000; and

WHEREAS, the District Attorney's Office will utilize the funds to provide an Assistant District Attorney to handle domestic violence cases in city court and the justice courts; as well as provide for a new Victim Advocate to address the advocacy services of these victims; and

WHEREAS, Hispanics United of Buffalo and Neighborhood Legal Services are also grantees under this grant contract; and have been awarded monies to provide for a Victim Advocate for Hispanics United of Buffalo as well as for a Staff Attorney for Neighborhood Legal Services, Inc.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into a contract with the New York State Division of Criminal Justice Services for the purpose of multidisciplinary collaboration effort among the District Attorney's Office, domestic violence advocacy and support agencies, local courts, and local police agencies; and be it further

RESOLVED, that effective January 1, 2010, authorization is hereby provided to create and fill the position of Assistant District Attorney IV, Job Grade 15 (B100 #5144), and a position of Victim Advocate, Job Group 6 (B100 #5145), in the District Attorney's STOP Violence against Women Recovery Program; and be it further

RESOLVED, that authorization is hereby provided to establish the District Attorney's STOP Violence against Women Recovery Program Grant as follows:

DISTRICT ATTORNEY'S OFFICE

STOP Violence against Women Recovery Program
114VAWARECOVRY2010
January 1, 2010 to December 31, 2010

<u>Revenue:</u>	<u>Increase</u>
409000 State Aid	<u>\$ 199,000</u>
Total Revenue	<u>\$ 199,000</u>
<u>Appropriation:</u>	
500000 Personal Services	\$ 96,272
502000 Fringe Benefits	39,091
516000 Contractual:	
Hispanics United of Buffalo	30,253
Neighborhood Legal Services	<u>33,384</u>
Total Appropriations	<u>\$199,000</u>

and be it further

RESOLVED, that authorization is hereby provided to reimburse the grant expenditures of Hispanics United of Buffalo and Neighborhood Legal Services by direct pay from invoices submitted to the District Attorney and Comptroller's Offices; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County Executive, Erie County District Attorney, Erie County Comptroller, Erie County Personnel and the Director of Budget and Management.
(4-0)

5. INTRO 25-5 (2009)

TERRANOVA

AS AMENDED

WHEREAS, much government business is conducted between these two buildings, and by extension the Erie County Family Court Building and the County Hall Annex at 25 Delaware Avenue; and

WHEREAS, there is a need for a demarcated pedestrian crosswalk on Franklin Street for the safety of the pedestrians and motorists alike; and

WHEREAS, the pedestrian traffic at this location is represented by Erie County legislators and employees; Erie County Court, New York State Supreme Court and Surrogate's Court employees, justices, attorneys, litigants, jurors and the general public accessing the services of the Erie County Clerk's Office; and

WHEREAS, there are a number of fine examples of clearly demarcated pedestrian walkways on busy thoroughfares, and several in the fifth legislative district in the Village of Lancaster Central Avenue business district; and

WHEREAS, it is fitting and proper for this Honorable Body to initiate an open public discussion about this situation and to seek redress from the City of Buffalo, which has jurisdiction over Franklin Street.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature request that representatives from the City of Buffalo attend a future meeting of the Public Safety Committee to discuss the concerns of county and state employees and the general public regarding the need for a demarcated pedestrian crosswalk on Franklin Street to provide safe passage directly between the Rath Building at 95 Franklin Street in and Old County Hall at 92 Franklin Street in Buffalo; and be it further

RESOLVED, that a certified copy of this resolution be forwarded to Steven Stepniak, Commissioner of Public Works, Parks and Streets in the City of Buffalo.
(4-0)

TIMOTHY M. WROBLEWSKI
CHAIR