

February 28, 2019

PUBLIC SAFETY COMMITTEE
REPORT NO. 4

ALL MEMBERS PRESENT.

1. COMM. 4E-3 (2019)

SHERIFF AS AMENDED

WHEREAS, currently the Erie County Sheriff's Office conducts multiple car seat inspection events throughout the county each year; and

WHEREAS, the Sheriff's Office has six Deputies who are certified car seat technicians; and

WHEREAS, these Deputies inspect for proper car seat installation as well as examine the seat for any structural defects or damage; and

WHEREAS, in the event, a car seat is found with damages or defects, the Deputy will replace the car seat with the same style seat from an inventory of car seats purchased with the grant; and

WHEREAS, the grant from the Governor's Traffic Safety Committee for \$1,500.00 will purchase up to twenty-five car seats; and

WHEREAS, this grant will not have any fiscal impact on the 2019 County Budget.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Sheriff's Office and the County Executive are hereby granted authorization to enter into an agreement with the Governor's Traffic Safety Committee to accept a child passenger safety grant for \$1,500.00; and be it further

RESOLVED, that authorization is hereby provided to the Division of Budget and Management to establish funding in the Grant Fund 281 and budget those funds as follows:

Erie County Sheriff's Office
Governor's Traffic Safety Committee

REVENUE

Account 409020 – NYS miscellaneous

TOTAL REVENUE

Increase

\$1,500.00

\$1,500.00

APPROPRIATIONS

Account 530000 – Other Expenses

TOTAL REVENUE

Increase

\$1,500.00

\$1,500.00

and be it further

RESOLVED, the Division of Budget and Management is authorized to make any technical adjustments necessary to effectuate the two transfers should there be any unforeseen issues; 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 this resolution will be forwarded to the County Executive, County Attorney, Division of Budget and Management, Erie County Comptroller, Division of Purchasing, and the Sheriff's Office for implementation.
(5-0)

2. COMM.4E-5 (2019)

SHERIFF

WHEREAS, currently the Erie County Sheriff's Marine Unit uses a Gulfstream trailer, which is a Federal Bureau of Investigation (FBI) asset, as its Unit headquarters which is located in the parking lot of the marina in which the boats are docked; and

WHEREAS, the Sheriff's Marine Unit uses the trailer as an operations center and mobile substation, and the trailer, which has been utilized for the past 10-years, provides a location for Marine Unit Deputies process individuals arrested for navigational and other criminal violations as well as an office to complete reports; and

WHEREAS, the FBI desires to donate the trailer In Lieu of Abandonment and Destruction as authorized by 41 CFR 102-36.305-330; and

WHEREAS, the FBI has designated the Erie County Sheriff's Office as the benefactor of the donation in lieu of abandonment; and

WHEREAS, if the Sheriff's Office were unable to accept this donation, the agency would be forced to return the trailer and purchase a new trailer; and

WHEREAS, some initial costs for a replacement trailer is up to \$12,000.00; and

WHEREAS, this accepted donation will not have any fiscal impact on the 2019 County Budget.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Sheriff's Office and the County Executive are hereby granted authorization to enter into an agreement with the Federal Bureau of Investigation to accept Asset #202142; Property #F1059381 – Gulfstream Coach boat trailer; and be it further

RESOLVED, certified copies of this resolution will be forwarded to the County Executive, County Attorney, Division of Purchasing, and the Sheriff's Office for implementation.
(5-0)

3. COMM. 4E-6 (2019)

SHERIFF

WHEREAS, the Federal Drug Enforcement Agency (DEA) and the Erie County Sheriff's Office (ECSO) have agreed to transfer ownership of two seized vehicles which the Sheriff's Office will utilize for official law enforcement activities; and

WHEREAS, under the Money Laundering and Asset Recovery Section (MLARS), the U.S. Department of Justice has reviewed the request to ensure the ECSO has a demonstrated need for the item, is able to maintain the property for its intended use for the required two-year period, and is able to pay all liens and storage fees as well as the federal share; and

WHEREAS, these vehicles do not have any liens or other costs associated with the vehicles, therefore, the ECSO will not have to utilize any Asset Forfeiture Trust Account funds to complete the transfers; and

WHEREAS, these accepted transfers will not have any fiscal impact on the 2019 County Budget.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Sheriff's Office and the County Executive are hereby granted authorization to enter into an agreement with the Federal Drug Enforcement Agency to transfer Asset Identification Number 18-DEA-643268 and 18-DEA-645109 to the Sheriff's Office; and be it further

RESOLVED, certified copies of this resolution will be forwarded to the County Executive, County Attorney, Division of Purchasing, and the Sheriff's Office for implementation.
(5-0)

4. COMM. 4E-7 (2019)

SHERIFF

WHEREAS, the Federal Drug Enforcement Agency (DEA) and the Erie County Sheriff's Office (ECSO) have agreed to transfer ownership of two seized vehicles which the Sheriff's Office will utilize for official law enforcement activities; and

WHEREAS, under the Money Laundering and Asset Recovery Section (MLARS), the U.S. Department of Justice has reviewed the request to ensure the ECSO has a demonstrated need for the item, is able to maintain the property for its intended use for the required two-year period, and is able to pay all liens and storage fees as well as the federal share; and

WHEREAS, the vehicle does not have any liens or other costs associated with the vehicles, therefore, the ECSO will not have to utilize any Asset Forfeiture Trust Account funds to complete the transfers; and

WHEREAS, these accepted transfers will not have any fiscal impact on the 2019 County Budget.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Sheriff's Office and the County Executive are hereby granted authorization to enter into an agreement with the Federal Drug Enforcement Agency to transfer Asset Identification Number 18-DEA-645106 to the Sheriff's Office; and be it further

RESOLVED, certified copies of this resolution will be forwarded to the County Executive, County Attorney, Division of Purchasing, and the Sheriff's Office for implementation.
(5-0)

5. COMM. 4E-8 (2019)

COUNTY EXECUTIVE

RESOLVED, the Erie County Legislature hereby confirms the reappointments and new appointments to the Erie County Disaster Preparedness Advisory Board, for a term ending December 31, 2020.

Reappointments:

Joseph Casper III
3074 Milford Terrace
Hamburg, NY 14075

Dominic Creamer
45 S. Parish Drive
Amherst, NY 14228

Sean P. Crotty
5805 Cloverfield Drive
Hamburg, NY 14075

Kelly E. Dodd
94 Greenwood Place
Buffalo, NY 14213

Nicole R. Gerber
Roswell Park Cancer Institute
Elm & Carlton Streets
Buffalo, NY 14263

Michael P. Rogowski
9100 Michael Douglas Drive
Clarence Center, NY 14032

James A. Roorbach III
215 Hamlin Avenue
East Aurora, NY 14052

Russell J. Stoll
271 Ruskin Road
Amherst, NY 14226

New Appointments:

Michael Fries
27 Horton Place
Buffalo, NY 14209
(5-0)

J. Scott Lycett
5450 Pebble Beach Drive
Hamburg, NY 14075

Michael Moskal
38 Rumford Street
Depew, NY 14043

6. COMM. 4E-27 (2019)

DISTRICT ATTORNEY

WHEREAS, pursuant to 21 U.S.C. § 881(e) and 19 U.S.C. § 1616 the US Department of Justice's guidelines for expenditure of seized assets allows for the transfer of monies to non-profit agencies whose missions are consistent with those of a law enforcement effort, policy, and/or initiative up to \$25,000 annually; and

WHEREAS, the Erie County District Attorney's Office has identified an organization as a valuable agency which aids law enforcement efforts and which meet the criteria necessary to receive said monies; and

WHEREAS, the source of funds for the above mentioned items will be paid from the District Attorney's asset forfeiture proceeds, and it is necessary to transfer funds from the Erie County District Attorney's Asset Forfeiture Trust Fund prior to their being expended.

NOW, THEREFORE, BE IT

RESOLVED, that \$10,000 in available balances in the Erie County District Attorney's Assets Forfeiture Trust Fund are hereby transferred to the District Attorney's Assets Forfeiture Program, Funded Program "SAFDA"; and be it further

RESOLVED, that the following appropriations are hereby authorized:

DISTRICT ATTORNEY ASSET FORFEITURE PROGRAM

**BUSINESS AREA: 114 COST CENTER: 1140010
FUNDED PROGRAM /WBS ELEMENT: SAFDA**

Revenue

421550 Forfeiture Crime Proceeds	<u>\$ 10,000</u>
Total Revenue	<u>\$ 10,000</u>

Appropriation

516010 Contract Payments – Non-Profit	<u>\$ 10,000</u>
Total Appropriations	<u>\$ 10,000</u>

and be it further

RESOLVED, that the Erie County Legislature hereby authorizes a direct payment of ten thousand dollars (\$10,000) to Crime Stoppers Buffalo to be paid from account 516010 Non-Profit Subsidy; and be it further

RESOLVED, that the Director of Budget and Finance is hereby authorized to adjust SAFDA budgets as necessary during the year in order for the District Attorney's Office to enhance its investigative, surveillance and prosecutorial efforts, as the forfeiture regulations dictate; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County District Attorney, the Erie County Comptroller and the Director of Budget and Management.
(5-0)

**APRIL N.M. BASKIN
CHAIR**