

October 17, 2019

PUBLIC SAFETY COMMITTEE
REPORT NO. 16

ALL MEMBERS PRESENT.

CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. INTRO. 18-12 (2019)
BRUSO: "Majority Leader Recommendation for Appointment to the Corrections Specialist Advisory Board"
(Chair's Ruling)
 - b. COMM. 18E-11 (2019)
JOHNSON & MEYERS: "Request for Info. Concerning Recent Deaths in EC Holding Center"
(Chair's Ruling)
 - c. COMM. 19E-5 (2019)
BASKIN: "Letter to Sheriff Regarding Death of Prisoner in Erie County Correctional Facility"
(Chair's Ruling)
 - d. COMM. 20D-5 (2019)
DEPARTMENT OF PROBATION: "EC Conditional Release Program"
(Chair's Ruling)
2. COMM. 20E-4 (2019)
SHERIFF
WHEREAS, New York State Division of Homeland Security and Emergency Services (NYS DHSES) has awarded \$100,000.00 to the Erie County Sheriff's Office in funding which is specifically allocated to agencies with SWAT Teams; and

WHEREAS, the Erie County Sheriff's SWAT Team has achieved the highest FEMA ratings and is often called by area law enforcement agencies to assist in active shooter events, cold weather tactical and technical rescue requests, and respond to highly volatile situations. These funds will allow the Sheriff's Office to maintain a professionally trained and equipped SWAT Team that can support the Sheriff's efforts in counter-terrorism missions. Furthermore, the proposed training and equipment will aid in maintaining New York State Division of Criminal Justice Service SWAT Team Standards; and

WHEREAS, at the time of the grant application, the Erie County Sheriff's Office must submit a specific list of training modules and the NYSDHSES approved consultants; and

WHEREAS, the NYSDHSES must approve the training vendors prior to the awarding of the grant; and

WHEREAS, the NYSDHSES approved training and vendors for this grant are as followed:

D-CO.US

and

WHEREAS, authorization is required from the Erie County Legislature for the County Executive to enter into contract and accept \$100,000.00 in federal resources to provide funds for equipment to protect the residents of Erie County and the State of New York from active shooter and other events requiring special weapons and tactics as well as develop tactical capabilities that support counter-terrorism missions and cold weather tactical and technical rescues; and

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

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does authorize the County Executive and the Erie County Sheriff's Office to enter into a contract with the New York State Division of Homeland Security and Emergency Services to receive \$100,000.00 in grant funding for the Erie County Sheriff's Office; and be it further

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

Erie County Sheriff's Office
FY201 Tactical Team Grant

<u>ACCOUNT #</u>	<u>INCREASE</u>
414000 – Federal Revenue	<u>\$100,000.00</u>
TOTAL	<u>\$100,000.00</u>

<u>ACCOUNT #</u>	<u>INCREASE</u>
561410 – Lab & Technical Equipment	\$ 50,000.00
510200 – Training & Education	<u>\$ 50,000.00</u>
TOTAL	<u>\$100,000.00</u>

and be it further

RESOLVED, that the Erie County Sheriff's Office is authorized to enter into agreements with the NYSDHSES approved vendor, D-CO.US, 26 Pinecrest Plaza, Southern Pines, North Carolina, for the described training not to exceed the \$50,000.00 provided by the grant; and be it further

RESOLVED, that the Director of Budget and Management is authorized to adjust grant appropriations and revenues in accordance with the final grantor funding levels or grantor authorized changes to award amounts, provided there are no changes to authorized personnel levels and county share amounts; and be it further

RESOLVED, the Division of Budget and Management is authorized to make any technical adjustments necessary to effectuate this transfer 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 shall be forwarded to the Erie County Executive, Division of Budget and Management, Purchasing Department, the County Attorney's Office, Erie County Comptroller's Office, and the Chief of Administration of the Sheriff's Office for implementation. (5-0) Legislator Loughran not present for vote.

3. COMM. 20E-10 (2019)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Homeland Security & Emergency Services operates and maintains three (3) training facilities in the Town of Cheektowaga, the Town of Orchard Park and the Town of Amherst; and

WHEREAS, a recent inspection of the Burn Towers located at these facilities has found that the walls are not structurally sound and require immediate repair to protect the health and safety of the fire fighters using the towers for training exercises; and

WHEREAS, the National Fire Protection Association (NFPA) has established new standards for the care and maintenance of structural fire protective clothing requiring the purchase of new washing and drying equipment; and

WHEREAS, the Erie County Department of Homeland Security & Emergency Services has worked the Division of Budget and Management to identify the funds to cover the cost of the expenses.

NOW, THEREFORE, BE IT

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

Fund Center 14010 – Countywide Budget Accounts

<u>Appropriation</u>	<u>Decrease</u>
Account 511000 – Control Board Expenses	\$130,000

Fund Center 16700 – Homeland Security & Emergency Services

<u>Appropriation</u>	<u>Decrease</u>
Account 561440 – Motor Vehicles	\$ 40,000

<u>Appropriation</u>	<u>Increase</u>
Account 506200 – Repair & Maintenance	\$150,000
Account 561410 – Lab & Tech Equipment	\$ 20,000
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	\$170,000

and be it further

RESOLVED, that certified copies of this resolution are sent to the County Executive's Office, the Division of Budget and Management, the Department of Homeland Security & Emergency Services c/o Melissa Calhoun, and the Office of the Comptroller. (6-0)

4. COMM. 20E-11 (2019)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Homeland Security & Emergency Services has two surplus vehicles, a 2015 Chevrolet Tahoe, and a 2014 Ford F350 Pickup; and

WHEREAS, the Town of Amherst, Emergency Management Office and the Orchard Park Fire District – Hillcrest Fire Company have expressed a need for these two vehicles which will continue the original mission of the homeland security grants; and

WHEREAS, the Town of Amherst and the Orchard Park Fire District will accept all financial responsibilities related to these vehicles including registration, insurance, maintenance, and liability and when necessary surplus the vehicles consistent with the Code of Federal Regulations, Title 44; and

WHEREAS, in accordance with the County Charter, Section 3.06, c (6) & (7) the Purchasing Director has approved this transfer.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature authorize the transfer of a 2015 Chevrolet, Tahoe, VIN 1GNSK3EC1FR511557 to the Town of Amherst - Emergency Management Office; and be it further

RESOLVED, that the Erie County Legislature authorize the transfer of a 2014 Ford F350 Pickup, VIN 1FT8W3D60EEB27455 to the Orchard Park Fire District – Hillcrest Fire Company; and be it further

RESOLVED, that certified copies of this resolution are sent to the County Executive's Office, the Division of Budget and Management, the Director of Purchasing, the Department of Homeland Security & Emergency Services c/o Melissa Calhoun, the County Comptroller, and the County Attorney.

(6-0)

5. COMM. 20E-12 (2019)

COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Homeland Security & Emergency Services is responsible for providing public safety through comprehensive emergency management planning, preparedness, training, response and coordination of emergency services resources in Erie County during actual or potential disaster events; and

WHEREAS, the US Department of Homeland Security, Federal Emergency Management Agency with administration of the funds through New York State Office of Department of Homeland Security & Emergency Services has agreed to provide funding in the amount of \$150,000.00 in federal assistance to continue the implementation of a program to enhance the ability of Erie County to manage emergency and disaster situations; and

WHEREAS, the Department of Homeland Security & Emergency Services requires legislative approval to accept the funds and to establish a grant budget in Fund 281; and

WHEREAS, no County funds will be necessary for Erie County to accept these funds to serve individuals residing in Erie County; and

WHEREAS, this is a regional grant and Erie County will purchase the necessary equipment and training for the seven (8) local Fire Departments (Gowanda Fire Company, Orchard Park Fire Company, Hillcrest Fire Company, West Falls Fire Company, East Aurora Fire Department, Eden Fire Department, West Seneca Fire District and City of Buffalo Fire Department), the Erie County Sheriff's Office, the Niagara Frontier Search & Rescue Team, the Western New York ALERT Swift Water Rescue Team, and Cattaraugus Emergency Management; and

WHEREAS, authorization is required from the Erie County Legislature for the County Executive to enter into contact and accept \$150,000.00 in federal resources to provide funding the purchase of necessary equipment to enhance the ability of Erie County to manage emergency and disaster situations.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive to accept US Department of Homeland Security, Federal Emergency Management Agency with administration of the funds through New York State Office of Department of Homeland Security & Emergency Services to receive \$150,000.00 in grant funding for the Department of Homeland Security & Emergency Services; and be it further

RESOLVED, that this grant, under the Department of Homeland Security & Emergency Services, will meet the goals and objectives; and be it further

RESOLVED, these funds will be utilized to enhance the ability of Erie County to manage emergency and disaster situations; and be it further

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

Erie County Department of Homeland Security & Emergency Services
Grant Fund 281, Fund Center 1670030
October 1, 2019 – August 31, 2021
HS167TECHRESCUE1821

Revenue Increase	
Account 414000 - Federal Revenue	\$150,000.00
Appropriation	Increase
Account 505200 – Clothing Supplies	\$35,000.00
Account 510100 – Out of Area Travel	\$12,000.00
Account 510200 – Training and Education	\$5,000.00
Account 516010 – Contract Payments	\$14,000.00
Account 561410 – Equipment (Lab & Tech)	\$84,000.00

and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to adjust items of appropriations and revenues which may be impacted by changes to the grantor award, provided there are no changes to county share amounts; 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 Personnel, the Department of Homeland Security & Emergency Services c/o Melissa Calhoun, the County Comptroller, and the County Attorney.
(6-0)

6. **COMM. 20E-13 (2019)**
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Homeland Security & Emergency Services is responsible for providing public safety through comprehensive emergency management planning, preparedness, training, response and coordination of emergency services resources in Erie County during actual or potential disaster events; and

WHEREAS, the US Department of Homeland Security, Federal Emergency Management Agency with administration of the funds through New York State Office of Department of Homeland Security & Emergency Services has agreed to provide funding in the amount of \$172,000.00 in federal assistance to continue the implementation of a program to enhance the ability of Erie County to manage emergency and disaster situations; and

WHEREAS, the Department of Homeland Security & Emergency Services requires legislative approval to accept the funds and to establish a grant budget in Fund 281; and

WHEREAS, no County funds will be necessary for Erie County to accept these funds to serve individuals residing in Erie County; and

WHEREAS, this is a regional grant and Erie County is required to assist the Erie County Hazmat team, Niagara County Hazmat team and the Buffalo Fire Hazmat team; and

WHEREAS, authorization is required from the Erie County Legislature for the County Executive to enter into contact and accept \$172,000.00 in federal resources to provide funding for the purchase of necessary equipment to enhance the ability of Erie County to manage emergency and disaster situations.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive to accept US Department of Homeland Security, Federal Emergency Management Agency with administration of the funds through New York State Office of Department of Homeland Security & Emergency Services to receive \$172,000.00 in grant funding for the Department of Homeland Security & Emergency Services; and be it further

RESOLVED, that this grant, under the Department of Homeland Security & Emergency Services, will meet the goals and objectives; and be it further

RESOLVED, these funds will be utilized to enhance the ability of Erie County to manage emergency and disaster situations; and be it further

RESOLVED, these funds will be utilized to assist the Erie County Hazmat Team, Niagara County Hazmat Team and the Buffalo Fire Hazmat Team; and be it further

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

Erie County Department of Homeland Security & Emergency Services
Grant Fund 281, Fund Center 1670030
October 1, 2019 – August 31, 2021
HS167HAZMAT1821

Revenue	Increase	
Account 414000 - Federal Revenue		\$172,000.00
Appropriation	Increase	
Account 561410 – Lab & Tech Equipment		\$69,000.00
Account 501000 – Overtime		15,000.00
Account 510100 – Out of Area Travel		10,000.00
Account 510200 – Training & Education		2,000.00
Account 516030 – Maintenance Contracts		26,000.00
Account 505200 – Clothing Supplies		50,000.00

and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to adjust items of appropriations and revenues which may be impacted by changes to the grantor award, provided there are no changes to county share amounts; 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 Personnel, the Department of Homeland Security & Emergency Services c/o Melissa Calhoun, the County Comptroller, and the County Attorney.
(6-0)

7. COMM. 20E-14 (2019)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Homeland Security & Emergency Services is responsible for providing public safety through comprehensive emergency management planning, preparedness, training, response and coordination of emergency services resources in Erie County during actual or potential disaster events; and

WHEREAS, the US Department of Homeland Security, Federal Emergency Management Agency with administration of the funds through New York State Office of Department of Homeland Security & Emergency Services has agreed to provide funding in the amount of \$50,000.00 in federal assistance to continue the implementation of a program to enhance the ability of Erie County to manage emergency and disaster situations; and

WHEREAS, the Department of Homeland Security & Emergency Services requires legislative approval to accept the funds and to establish a grant budget in Fund 281; and

WHEREAS, no County funds will be necessary for Erie County to accept these funds to serve individuals residing in Erie County; and

WHEREAS, authorization is required from the Erie County Legislature for the County Executive to enter into contact and accept \$50,000.00 in federal resources to provide funding for the purchase of necessary equipment to harden a government owned, mass gathering critical infrastructure location.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive to accept US Department of Homeland Security, Federal Emergency Management Agency with administration of the funds through New York State Office of Department of Homeland Security & Emergency Services to receive \$50,000.00 in grant funding for the Department of Homeland Security & Emergency Services; and be it further

RESOLVED, that this grant, under the Department of Homeland Security & Emergency Services, will meet the goals and objectives; and be it further

RESOLVED, these funds will be utilized to enhance the ability of Erie County to manage emergency and disaster situations; and be it further

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

Erie County Department of Homeland Security & Emergency Services
Grant Fund 281, Fund Center 1670030
October 1, 2019 – August 31, 2021
HS167CIGP1821

Revenue Increase
Account 414000 - Federal Revenue \$50,000.00

Appropriation Increase
Account 561410 – Equipment (Lab & Tech) \$50,000.00

and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to adjust items of appropriations and revenues which may be impacted by changes to the grantor award, provided there are no changes to county share amounts; 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 Personnel, the Department of Homeland Security & Emergency Services c/o Melissa Calhoun, the County Comptroller, and the County Attorney.
(6-0)

HOWARD J. JOHNSON, JR.
CHAIR