

May 15, 2003

PUBLIC SAFETY
COMMITTEE
REPORT NO. 3

ALL MEMBERS PRESENT.

1. RESOLVED, that the following items are hereby received and filed.

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|----|--|------|-------|--------------|
| | Item | Page | -2003 | (Comm. 7M-3) |
| a. | TOWN OF HOLLAND: Resolution in Favor of an Equitable & Dedicated Share of NYS Wireless Surcharge for Local Governments.
(5-0) | | | |
| | Item | Page | -2003 | (Comm. 9M-2) |
| b. | NIAGARA COUNTY LEGISLATURE: Resolution Re: Equitable & Dedicated Share of NYS Wireless Surcharge.
(5-0) | | | |
| | Item | Page | -2003 | (Comm. 9M-4) |
| c. | COUNTY OF LEWIS BOARD OF LEGISLATORS: Resolution Re: NYS Assembly Bill No. A04901 – Operation of Snowmobiles.
(5-0) | | | |
| | Item | Page | -2003 | (Comm. 9M-5) |
| d. | COUNTY OF LEWIS BOARD OF LEGISLATORS: Resolution Re: NYS Assembly Bill No. A06291 – Boating While Intoxicated.
(5-0) | | | |
| | Item | Page | -2003 | (Comm. 9M-6) |
| e. | COUNTY OF LEWIS BOARD OF LEGISLATORS: Resolution Re: NYS Assembly Bill No. A03905 – Recreational Vehicle Usage.
(5-0) | | | |
| | Item | Page | -2003 | (Comm. 9M-7) |
| f. | COUNTY OF LEWIS BOARD OF LEGISLATORS: Resolution Re: NYS Assembly Bill No. A01084 – Maximum Speed Limit for Snowmobiles.
(5-0) | | | |

2. Item Page -2003 (Comm. 9E-28)

COUNTY EXECUTIVE

WHEREAS, the District Attorney through the Comprehensive Assault, Abuse and Rape Grant provides needed services to the residents of Erie County, and

WHEREAS, the Erie County Legislature has already approved the District Attorney's Grant Budgets in Book B for 2002, and

WHEREAS, all grant accounts need to be closed out on the Erie County's general ledger,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby provide authorization to reallocate funds within the Comprehensive Assault, Abuse and Rape Grant to reflect actual funds received and to properly close out the grant as of March 31, 2003, to be adjusted as follows:

COMPREHENSIVE ASSAULT, ABUSE AND RAPE GRANT – Project #611
April 1, 2002 – March 31, 2003

<u>Revenue</u>	<u>ORIGINAL</u>	<u>CHANGE</u>	<u>FINAL</u>
Acct. 627 State Aid	\$ - 0 -	\$ 75,000	\$ 75,000
Acct. 686 1400 Interfund DA	<u>358,992</u>	<u>(57,003)</u>	<u>301,989</u>
Total Revenue	<u>\$ 358,992</u>	<u>\$ 17,997</u>	<u>\$ 376,989</u>
<u>Appropriation</u>	<u>ORIGINAL</u>	<u>CHANGE</u>	<u>FINAL</u>
Acct. 800 Personal Services	\$ 305,264	\$ 570	305,834
Acct. 803 M/C Salary Adj.	(13,780)	- 0 -	(13,780)
Acct. 805 Fringe Benefits	<u>67,508</u>	<u>17,427</u>	<u>84,935</u>
Total Appropriations	<u>\$ 358,992</u>	<u>\$ 17,997</u>	<u>\$ 376,989</u>

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, Management and Finance.
(5-0)

3. Item Page -2003 (Comm. 9E-30)

COUNTY EXECUTIVE

WHEREAS, the Erie County Central Police Services Forensic Laboratory has been awarded a Federal National Institute of Justice Grant to be administered by the New York State Division of Criminal Justice Services, and

WHEREAS, said funds will enable the Central Police Services Forensic Laboratory to analyze and generate DNA profiles from up to 300 unsolved sexual assault cases and other violent crimes,

NOW, THEREFORE BE IT

RESOLVED, that authorization is hereby provided for the County Executive to enter into a contract and accept funding in the amount of \$224,304 with the New York State Division of Criminal Justice Services, and be it further,

RESOLVED, that authorization is hereby provided to establish the grant in the budget of the Department of Central Police Services as follows:

Grant Fund-Department 650
 Central Police Services
 Forensic Laboratory
 08/01/02 – 07/31/03

<u>Revenue</u>	<u>Increase</u>
State Aid – Account 627	<u>\$224,304</u>
 Total Revenue	 \$224,304
 <u>Appropriation</u>	 <u>Increase</u>
Acct. 801 Overtime	\$ 80,850
Acct. 933 Equipment	100,480
Acct. 814 Supplies	<u>42,974</u>
 Total Appropriation	 \$224,304

And be it further,

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the Office of the Comptroller and the Department of Central Police Services.

(5-0)

4. Item Page -2003 (Comm. 9E-31)

COUNTY EXECUTIVE

WHEREAS, the Department of Probation and Youth Detention Services is responsible for providing secure and non-secure detention services in Erie County, and

WHEREAS, by resolution date July 18, 2002 (Ref 3E-30), this Honorable Body approved a contract with Jacob Inc. to provide assistance in design and staffing procedures for American Corrections Association (ACA) accreditation for the new 64 bed detention facility. John Welch is currently a subcontractor with Jacob Inc., charged with writing the policy and procedures manual for operation in accordance with ACA guidelines, and

WHEREAS, current staff and management will have to be trained on the new central control, locking mechanisms, operations, movement and procedures in the new state of the art juvenile facility. As the Department moves from planning to actual operations, Mr. Welch will move from a capital consultant, to a hands on trainer, troubleshooter, and guide for the successful launching of operations and training, and

WHEREAS, Mr. Welch's knowledge of correction operations, ACA accreditation standards, and specific knowledge from the construction and architectural/engineering design phase of this facility, make him a sole source for the task of assisting in the set up and training for the new state of

the art juvenile detention facility, in order to facilitate a smooth transition to the new modular quad operations, and

WHEREAS, funds are available within Account 830, Contractual Services, in the 2003 adopted Budget of the Youth Detention Division to fund this contract,

NOW, THEREFORE, BE IT

RESOLVED, that inasmuch as it is impractical to follow the request for proposal (RFP) procedure in the case of the professional service needed immediately to facility the operation, training, and accreditation for the new Secure Detention facility, the Erie County Legislature hereby waivers the request for proposals procedure for this personal services contract as provided for in Section 19.08, of the Erie County Administrative Code, since this special service must be provided immediately, and authorization is hereby provided to enter into a personnel services contract with Mr. John Welch for the sum of thirty-six thousand dollars (\$36,000) for a period of six months, and be it further

RESOLVED, that funds are available in Account 830, Contractual Services, in the 2003 adopted budget of the Division of Youth Detention Services, and be it further

RESOLVED, that certified copies of this resolution be sent to the Department of Probation and Youth Detention Services, the Erie County Division of Purchase, the County Comptroller and the Division of Budget, Management and Finance.

(5-0)

5. Item Page -2003 (Comm. 9E-36)

COUNTY EXECUTIVE

WHEREAS, Erie County has been awarded a block grant from the New York State Governor's Traffic Safety Committee for traffic safety awareness and enforcement, which includes "Child Passenger Safety", and

WHEREAS, as part of the grant requirements, Erie County Office of Traffic Safety must provide training for law enforcement and other public safety agencies, and

WHEREAS, the County has a need for the services of New York State Certified Child Passenger Seat Technician Instructors to educate these agencies at various training classes, and

WHEREAS, these individuals are the only certified instructors within a reasonable distance of Erie County, and

WHEREAS, these Instructors need to maintain their experience by attending various conferences and training, and

WHEREAS, these services will be required for two years.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into personal service contracts, which include reimbursement for conference expenses, with the following Instructors for a period of two years.

- 1) **Trooper Thomas McDonnell** - training & travel expenses,
4525 West Saile Dr. approximately \$500
Batavia, NY
- 2) **Trooper David Miller** - conference & travel expenses,
4525 West Saile Dr. approximately \$2,000
Batavia, NY
- 3) **Ms. Sharon Ganey** - fee for service & travel expenses,
216 Mullet St. approximately \$1,500 per session, 4 sessions
Dunkirk, NY
- 4) **Mr. Patrick Ambrose** - fee for service & travel expenses,
274 Berry Rd. approximately \$1,250 per session, 2 sessions
Fredonia, NY

and be it further

RESOLVED, that funds are available in Account 826, Other Expenses, Project 684, Office of Traffic Safety in the grant fund, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the County Executive, the Office of the Comptroller, the Department of Law, Erie County STOP-DWI, Sheriff's Department and the Office of Traffic Safety.
(5-0)

6. Item Page -2003 (Comm. 9E-37)

COUNTY EXECUTIVE

WHEREAS, Erie County has been awarded a grant from the New York State Governor's Traffic Safety Committee for Drunken Driving enforcement, and

WHEREAS, Erie County has been awarded additional funds for operation of sobriety checkpoints called Police Lifesaver Patrols, and

WHEREAS, the County budget must be amended to include the approved State grant award,
and

WHEREAS, the City of Tonawanda has agreed to administer payments to the various police agencies that participate in the Lifesaver Patrol Operations.

NOW, THEREFORE, BE IT

RESOLVED, that the following transactions are hereby authorized in order that the 2003 STOP-DWI budget will include the State grant award:

ERIE COUNTY STOP-DWI

Project # 850

1/1/03 - 12/31/03

<u>APPROPRIATIONS</u>	<u>FROM</u>	<u>CHANGE</u>	<u>TO</u>
ACCT 810 OFFICE SUPPLIES	1,655	800	2,455
ACCT 826 OTHER EXPENSES	17,850	5,279	22,529
ACCT 830 CONTRACTUAL SERVICES CITY OF TONAWANDA, PLP	<u>0</u>	<u>31,532</u>	<u>31,532</u>

TOTAL CHANGE		<u>\$37,611</u>	
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REVENUES

ACCT 592 STATE AID DEPT OF TRANSPORTATION	<u>\$ 0</u>	<u>\$ 37,611</u>	<u>\$ 37,611</u>
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TOTAL CHANGE	<u>\$ 0</u>	<u>\$ 37,611</u>	<u>\$ 37,611</u>
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and be it further

RESOLVED, that the County Executive is hereby authorized to enter into contract with GTSC for the purpose of receiving the grant, and be it further

RESOLVED, that the County Executive enter into contract with the City of Tonawanda to administer payments to participating police agencies, and be it further,

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the County Executive's Office, the Office of the Comptroller, and the Erie County STOP-DWI Office.

(5-0)

7. Item Page -2003 (Comm. 9E-41)

COUNTY EXECUTIVE

WHEREAS, five trailers and accompanying equipment are being donated to the County of Erie, and

WHEREAS, the trailers and accompanying equipment will be utilized by the Erie County Department of Emergency Services staff, and

WHEREAS, these trailers and accompanying equipment will be utilized to address Weapons of Mass Destruction (WMD) incidents

NOW, THEREFORE BE IT

RESOLVED, that the County Executive, on behalf of the Erie County Department of Emergency Services, is hereby authorized to accept the donation of these trailers and accompanying equipment with a value of approximately \$500,000.00, and be it further

RESOLVED, that these trailers and accompanying equipment will be accepted at no cost to the County of Erie from the Federal Government through the New York State Emergency Management Agency, and be it further

RESOLVED, that the County of Erie will take possession of these trailers and accompanying equipment for the Erie County Department of Emergency Services, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the Office of the Comptroller, the Department of Law and the Department of Emergency Services.

(5-0)

8. Item Page -2003 (Comm. 9E-60)

COUNTY EXECUTIVE

WHEREAS, funds have been received from the New York State Emergency Management Office through the Federal Government to conduct a Hazard Analysis for each of the 44 communities of Erie County, and

WHEREAS, these funds will be used to assist in conducting the All-Hazard Risk Analysis and to prepare a County-Wide All Hazard Mitigation Plan, and

WHEREAS, funds are available to hire up to two student interns to assist in completing this project by the mandatory deadline, and

WHEREAS, this plan must be completed by November 2004 in order to comply with the Federal Mandate, in order to be eligible for FEMA funding after a federal disaster declaration,

NOW THEREFORE BE IT

RESOLVED, that the County Executive, on behalf of the Department of Emergency Services, is hereby authorized to amend the previous resolution to hire up to two student interns through this grant from the New York State Emergency Management Office through the Federal Government to assist in completion of the All-Hazard Risk Analysis, and be it further

RESOLVED, that funds be utilized to complete the All-Hazard Mitigation Plan to meet the Federal Mandate of November 2004, and be it further

RESOLVED, that the following budgetary accounts be created in order to complete the above tasks:

Department of Emergency Services
All-Hazard Mitigation Planning Grant

Revenue	Present Legislation	ProposedNew Revision	Grant
SFG684 - Federal Aid – Other	<u>\$40,000.</u>	<u>\$0</u>	<u>\$40,000.</u>
TOTAL	\$40,000.	\$0	\$40,000.
 Appropriations			
SFG800-000 – Personnel Costs	\$ 0	\$ 28,700	\$28,700
SFG821 – Dues and Fees	1,000	0	1,000
SFG825 – Long Distance Travel	500	0	500
SFG826 – Other Expenditures	5,000	0	5,000
SFG830 – Contractual	28,700	- 28,700	0
SFG933 – Lab and Technical Equipment	<u>4,800</u>	<u>0</u>	<u>4,800</u>
TOTAL	\$40,000	\$0	\$ 40,000

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the Office of the Comptroller and the Department of Emergency Services. (5-0)

9. Item Page -2003 (Comm. 9E-61)
COUNTY EXECUTIVE

WHEREAS, funds have been received from the New York State Emergency Management Office through the Federal Government to update the Comprehensive Emergency Management Plan, its annexes and addendum, and

WHEREAS, an agreement with the consultant, Ecology and Environment, Inc., in the amount of \$93,000, was approved by Resolution 2002, 25E-20 to be paid by County funds transferred from the E-911 Reserve Fund Balance to the Department of Emergency Services' operating budget, and

WHEREAS, this grant will pay for Erie County's portion of Ecology and Environment's consultation fees, and

WHEREAS, these funds will also be used to hire two part-time interns,

NOW THEREFORE BE IT

RESOLVED, that the County Executive, on behalf of the Department of Emergency Services, is hereby authorized to enter into a contract with the New York State Emergency Management Office, and to accept \$206,209 awarded by them to update the Erie County Comprehensive Emergency Management Plan, its annexes, and addendum, and be it further

RESOLVED, that the following budgetary transactions are authorized in order to establish a grant which will assist the Department of Emergency Services:

Department of Emergency Services
Erie County Comprehensive Emergency Planning Grant

Revenue	
SFG684 - Federal Aid – Other	\$206,209.
TOTAL	\$206,209.
Appropriations	
SFG800-000 – Personnel (Interns) Fees	\$ 50,000
SFG810 - Office Supplies	10,000
SFG821 – Dues and Fees	8,000
SFG825 – Long Distance Travel	10,000
SFG826 – Other Expenditures	17,209
SFG830 – Contractual	100,000
SFG933 – Lab and Technical Equipment	<u>11,000</u>
TOTAL	\$206,209

And, be it further

RESOLVED, that two part-time intern positions, JG 1, are hereby created, and be it further

RESOLVED, that Ecology and Environment, Inc. will be paid for Erie County's portion of the costs authorized by Resolution 2002, 25E-20 from this grant, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the Office of the Comptroller and the Department of Emergency Services. (5-0)

10. Item Page -2003 (Comm. 9E-71)
SHERIFF

WHEREAS, the Erie County Sheriff's Office has identified the need to restructure the supervisory and support staff of the Erie County Sheriff's Office requiring personnel adjustments in both in the Sheriff's and Jail Management Divisions and,

WHEREAS, funding for these position adjustments will be offset by the positions deleted and positions that have remained vacant throughout 2003 therefore requiring no additional county funds.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Sheriff's Office be authorized to create one Lieutenant, Job Group 10, in the Sheriff's Division and two Correction Sergeant, Job Group 10 in the Correctional Facility Division and be it further,

RESOLVED, that the Erie County Sheriff's Office be authorized to transfer one Senior Executive Assistant Sheriff, Job Group 11, from the Holding Center Division budget to the Sheriff's Division budget, and be it further,

RESOLVED, that the Erie County Sheriff's Office be authorized to upgrade the position of Administrative Coordinator Sheriff in the Sheriff's Division from a Job Group 14 to a Job Group 15 and be it further,

RESOLVED, that the Erie County Sheriff's Office be authorized to delete one Captain, Job Group 11 from the Sheriff's Division budget and two Correction Sergeant from the Correctional Facility Division budget and be it further,

RESOLVED, that certified copies be forwarded to the Division of Budget, Management, and Finance, Department of Personnel and the Office of the Sheriff for implementation.
(5-0)

**JEANNE Z. CHASE
CHAIRPERSON**