

**PUBLIC SAFETY AND LEGAL AFFAIRS COMMITTEE  
WILBER, FARWELL, OBERACKER, FRAZIER, STAMMEL  
SEPTEMBER 17, 2020  
12:00 p.m.**

Under the current COVID-19 emergency/Executive orders, this committee meeting was not physically open to the public at the County Office Building. The meeting was streamed via facebookLIVE.

Members: Representative Wilber- present, via zoom  
Representative Farwell- absent  
Representative Oberacker- present, via zoom  
Representative Frazier- present, via zoom  
Representative Stammel- present, via zoom

**EMERGENCY SERVICES – ART KLINGLER via Zoom**

Art Klingler requested approval to accept the EMPG (Emergency Management Performance Grant)-Supplemental (\$13,611) and the EMPG20 (\$27,920) grants used to offset salaries. Representative Oberacker moved for approval. Seconded, Stammel. Total: 2,486. Ayes: 1,983; Absent: 503- Farwell. Motion carried.

Board Chair Bliss joined the meeting in the Board Chambers.

Art Klingler requested approval to accept the 2020 Homeland Security grant up to \$105,008, noting these are federal funds. Representative Stammel moved for approval. Seconded, Oberacker. Total: 2,486. Ayes: 1,983; Absent: 503- Farwell. Motion carried.

Art Klingler requested approval to purchase a cell booster for EOC (Emergency Operations Center) from the 2017 Homeland Security grant in the amount of \$1,060. Representative Frazier moved for approval. Seconded, Stammel. Total: 2,486. Ayes: 1,983; Absent: 503- Farwell. Motion carried.

Art Klingler requested approval to expend up to \$750 for mileage reimbursement through the end of the year. Representative Oberacker moved for approval. Seconded, Frazier. Total: 2,486. Ayes: 1,983; Absent: 503- Farwell. Motion carried.

Art Klingler mentioned an EMS training class beginning next week, 25 students enrolled, received permission from NYS DOH to run the class virtually for a majority of the sessions only calling students in for hands-on practical skills training. This year students will be buying their own books and will be ordered through the County to receive discounted price from the supplier. Mr. Klingler said they are working on doing a core content and refresher training class. And, there may be a 20% reduction in reimbursement for EMS classes as per the state.

Art Klingler briefly mentioned his 2021 proposed and austerity budget. Mr. Klingler stated that under NYS County Law, the Office of Emergency Services/Fire Coordinator and Assistant Coordinator is required and mandated.

### **DEPARTMENT OF MOTOR VEHICLES – BARB DULKIS for KATHY GARDNER in Board Chambers**

Barb Dulkis requested approval to create, fund and fill a Motor Vehicle Clerk position. Representative Oberacker moved for approval. Seconded, Frazier. Total: 2,486. Ayes: 1,460; Noes: 523- Stammel; Absent: 503- Farwell. Motion carried.

### **SHERIFF - RICH DEVLIN and CAM ALLISON via Zoom**

Sheriff Devlin followed up with the committee asking if they are still interested in touring the facility, as he had not heard from anyone since the last meeting. Representative Wilber said that he would send out a canvas to the committee members for availability.

Sheriff Devlin mentioned a meeting had with the commissioner to review and inspect the facility regarding the holding of pre-arraigned arrestees. Sheriff Devlin has sent documentation and statistics on the staffing analysis as requested by the commissioner.

Sheriff Devlin proposed approval to fill two (2) Part-Time Corrections Officer positions and to reapprove the two (2) Full-Time Corrections Officer positions that failed in the Administrative Committee meeting, as they have not had luck with part-time recruitment; these positions are already budgeted and will save on overtime. Representative Wilber and the committee received the daily activity sheets from the Sheriff but is having a very difficult time understanding, with the numbers provided, how they are spiking in overtime like they are. After further discussion, Representative Wilber asked the Sheriff to send reports two weeks prior to September 1<sup>st</sup>. Sheriff Devlin said he will send the last three months. Representative Wilber stated that based on the Commission on Corrections staffing is seven (7) over now. No action was taken.

Sheriff Devlin requested approval to fill two (2) vacant funded Part-Time Corrections Officer positions. Representative Oberacker moved for approval. Seconded, Frazier. Total: 2,486. Ayes: 1,983; Absent: 503- Farwell. Motion carried.

Sheriff Devlin requested approval to put out an RFP to contract for Jail Medical Services. Representative Oberacker moved for approval. Seconded, Frazier. Total: 2,486. Ayes: 1,983; Absent: 503- Farwell. Motion carried.

Allen Ruffles asked if the Sheriff provides mandated services. Sheriff Devlin stated the County has to have a civil office and jail by law and believes it is an obligation of the county to provide public safety services to the residents. It was discussed that the road patrol is not mandated but is an essential service.

## **CHILD ADVOCACY CENTER - SARAH PURDY via zoom**

Sarah Purdy informed the committee the CAC is participating in a virtual run/walk that begins September 19<sup>th</sup> and for every \$35 registrant 75% goes to CAC as a donation.

Sarah Purdy requested approval to pay the Continuum Systems invoice in the amount of \$3,759.27, for the year October 1, 2020 – October 1, 2021, to maintain the iRecord interview recording system. Representative Frazier moved for approval. Seconded, Oberacker. Total: 2,486. Ayes: 1,983; Absent: 503-Farwell. Motion carried.

Sarah Purdy will resubmit her 2021 budget to the committee.

## **DISTRICT ATTORNEY – JOHN MUEHL via Zoom**

John Muehl requested approval to abolish the Chief ADA position effective January 1, 2021 and refund a regular ADA position at the rate of \$57,571 and apply the \$10,000 from the Chief ADA position to the salary of the ADA as there is a substantial amount of work with appeals. Mr. Muehl discussed his 2021 budget. Representative Oberacker moved for approval. Seconded, Frazier. Total: 2,486. Ayes: 1,983; Absent: 503-Farwell. Motion carried.

Allen Ruffles stated that the District Attorney is a mandated service. Treasurer Ruffles asked Sarah Purdy if CAC is a mandated service. Ms. Purdy sent her budget to the committee. Ms. Purdy stated CAC is not fully mandated but there is a Social Services Law that states that team members need to utilize the CAC when available. Ms. Purdy said the CAC is 100% grant funded through OCFs and OVS federal grant.

Representative Farwell joined the meeting via Zoom during the above discussion.

## **PUBLIC DEFENDER – MIKE TROSSET**

Mike Trosset gave the committee updates on the CAP, Phase 2 has begun; arraignments are happening at 8 am and 8 pm. Mr. Trosset is working on a proposal related to CAP expenses. Mr. Trosset continued to say that demands on the Public Defender's office have heightened as the courts are opening up; there is a need for another attorney and staff. Mr. Trosset stated he does not want the Public Defender to be perceived as being weak on the defense side because they do not have enough bodies to do what is required; demands are increasing but they are meeting them.

Allen Ruffles stated the Public Defender is a mandated service and asked what the Public Defender is required to do for the public. Mr. Trosset stated the obligation now from state law is that there has to be an attorney at every

arraignment. Additionally, the Public Defender meets with the client, spending time with them and ensuring trust, as they are there to help them.

### **COUNTY ATTORNEY – MELANIE FABIANO for ELLEN COCCOMA via Zoom**

Melanie Fabiano briefly discussed the department's proposed 2021 budget.

Allen Ruffles stated that the County Attorney is a mandated service.

### **E-911 COMMUNICATIONS – ROB O'BRIEN via Zoom**

Rob O'Brien briefly discussed his proposed 2021 budget.

Allen Ruffles asked if E-911 Communications is mandated. Mr. O'Brien stated that according to the Department of Homeland Security there is no legislation mandating the department.

Representative Wilber and the committee conveyed thanks Mr. O'Brien and his staff for the essential, excellent work they do.

Board Chair Bliss left the meeting.

### **CODE ENFORCEMENT – TONY GENTILE via Zoom**

Tony Gentile briefly discussed his proposed 2021 budget.

Allen Ruffles asked if Codes is a mandated service. Mr. Gentile said it is mandated by the state however, they can opt out and it was mentioned the responsibility would go back to the state.

Representative Wilber moved for an executive session to discuss matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person. The meeting adjourned in executive session.