

**PUBLIC SAFETY & LEGAL AFFAIRS COMMITTEE**  
**FRAZIER, WILBER, STAMMEL, FARWELL, OBERACKER**  
**February 19, 2019**

Also Present: Representative Kennedy

**SHERIFF- RICH DEVLIN, CAMERON ALLISON**

Rich Devlin stated he emailed the committee the 2019 STOP-DWI Annual Report and asked if there were any questions.

Rich Devlin requested approval to contract with Trinity Group Services for providing Jail meals noting that our purchasing agent approved piggybacking off of the Cayuga County contract. Rich Devlin stated that the cost ranges from \$2.00 to \$6.00 per meal based on inmate population. Representative Wilber moved for approval. Seconded, Oberacker. Total: 2,486; Ayes: 2,486. Motion carried.

Rich Devlin discussed 2 vehicles that are on Enterprise's surplus list that shouldn't be. Rich Devlin stated that they have several vehicles to surplus but not these 2 particular ones which are a 2009 truck and 2011 van. Rich Devlin voiced concern with lack of communication with his office and noted that he is working with the Treasurer's office on correcting this.

Rich Devlin requested approval to purchase new ballistic vests for Road Patrol at a cost of \$32,000. Representative Oberacker moved for approval. Seconded, Wilber. Total: 2,486; Ayes: 2,486. Motion carried.

Rich Devlin requested approval to purchase a LIDAR Unit at a cost of \$1,795. Rich Devlin stated this was not an anticipated cost for this year so it was not budgeted and he will need to adjust some other projects/purchases. Representative Wilber moved for approval. Seconded, Oberacker. Total: 2,486; Ayes: 2,486. Motion carried.

Rich Devlin stated that the duress system in the Jail also needs repair that was not anticipated, costs for this repair are unclear at this time.

Rich Devlin requested approval to send 2 people to Civil School for 2 weeks at a total cost of \$2500 as budgeted. Representative Farwell moved for approval. Seconded, Wilber. Total: 2,486; Ayes: 2,486. Motion carried.

Rich Devlin discussed the approval from last month for Public Safety Psychology to provide psychological evaluations for Sheriff Deputies, Probation, the District Attorney and any other employee who is required to carry a firearm and for Corrections Officers to undergo evaluations provided by Psychological Resources noting that they have created a new policy and procedure and he is waiting on the Personnel Director to make the changes to the job description.

Rich Devlin expressed concern regarding the lack of communication in that the County Attorney and the Personnel Director do not agree with using Psychological Resources for the Correction Officers and he was sent an email to that effect. Rich Devlin stated that 18 NY State Sheriff Offices use them and that

he will be moving forward with the plan that the Committee endorsed last month. Rich Devlin stated that he was also told that the results of the evaluations will be sent to the Personnel Office and felt that he is the primary employer/Supervisor and he needs to know the results of the evaluations.

Rich Devlin stated that in 2006 he resigned as Deputy Sheriff to take the oath of office as Sheriff on January 1, 2007 and has requested to be paid for his comp time as the new contract allows for comp time to be paid out annually. Rich Devlin states that he has 159 hours in comp time but the Personnel Director has denied the request. The committee asked that this be brought to the Administration Committee for further discussion.

Rich Devlin asked for an update on the union's 25 year issue noting that they would like to have a meeting. The committee asked that the union write a letter to Representative Frazier as Negotiations Chair requesting a meeting.

Rich Devlin asked for an update on when the Jail and Personnel records collected during the investigation will be returned. Representative Frazier asked that the Sheriff contact Personnel this week and he should be able to pick them up by the end of the week.

Rich Devlin requested that the Resolution concerning the investigation of the Sheriff's office be brought to closure. Representative Frazier stated that he will discuss this with the attorney from Roemer.

Representative Farwell thanked the Sheriff for working with the DA and the SPCA on the animal cruelty task force.

Rich Devlin stated that their next meeting will be 4/25/19 and there will be veterinarians, shelter staff, State Police, and volunteers present noting that they will be working on the mission statement and training for law enforcement.

The committee discussed a letter received from an upset inmate in regards to not being able to go outside. Rich Devlin stated that on really cold days inmates do activities inside and noted this inmate has since been released.

Representative Farwell asked the Sheriff about the proposed changes to bail and how that will affect his office. Rich Devlin stated that it will decrease the number of inmates but will increase the number of warrants which is a negative effect.

Representative Farwell asked about the possibility of shared services for Resource Officers. Rich Devlin stated that they are still researching it and getting inquiries.

Rich Devlin gave an update on the bids for the Jail noting that they are due on 2/21/19. Rich Devlin stated he is on the Public Works agenda on Thursday to see about getting things going.

## **PROBATION- DAN NAUGHTON**

Dan Naughton requested approval to contract with Behavioral Interventions for 1 year for electronic monitoring noting that Onondaga County

has approved it. Representative Farwell moved for approval. Seconded, Wilber. Total: 2,486; Ayes: 2,486. Motion carried.

Dan Naughton requested approval to send 1 new Probation Officer to Fundamentals of Probation Practices Training in Albany, NY at a cost of \$124 per night for 16 nights of lodging, total cost of \$1984 noting the training is mandatory. Representative Wilber moved for approval. Seconded, Oberacker. Total: 2,486; Ayes: 2,486. Motion carried.

Dan Naughton requested approval to send 2 staff to a one day Glock Armor Certification training (good for 3 years) in Pulaski, NY, at a cost of \$250 per person noting that having these 2 individuals certified allows for minor repairs of county issued firearms without sending out the firearm or without voiding the warranty. Representative Wilber moved for approval. Seconded, Farwell. Total: 2,486; Ayes: 2,486. Motion carried.

Dan Naughton gave an update on the impact of the bail reform that will go into effect sometime this year noting that it will increase electronic monitoring, drug screens and extradition costs as well as increase the workload of the Probation Officers.

The committee discussed how GPS units are cell tower based so if a person is out of cell service the unit will not track until they get back into a service area. Representative Oberacker asked about the possibility of satellite based units. Dan Naughton stated there is no company that offers that type of monitoring unit.

## **EMERGENCY SERVICES –ART KLINGLER, VICTOR JONES**

Art Klingler emailed the January mileage reports for OC1 and OC2 prior to the meeting.

Art Klingler requested the following Fire Advisory Board appointments for a one-year term, January 1, 2019 – December 31, 2019:

Martin Field	Jeff Scofield	Pete Greeley
Thomas Redding	Jonathan Chambers	John Wilber
Giosue Lanza	Pat Pidgeon	Jeff Wilson
Mert Hull	Dale Ives	Ralph Ritton
Gerald Theis	Robert Lewis	Duane Trask
Kurt Stage	Ray Smith	David Leonard
Larry Lamb	Peter C. Comino	Jim Empie

Representative Oberacker moved for approval. Seconded, Stammel. Total: 2,486; Ayes: 1,999; Absent: 487- Wilber. Motion carried.

Art Klingler requested the following EMS Advisory Council appointments for a one-year term, January 1, 2019 – December 31, 2019:

Timothy Foster	Victor Jones	Deborah Klingler
Elizabeth McGown	Joanna Alessi	Carol Krueger
Jayne Putnam	Dominic Brent	David Leclair
Jan Calhoun	Laura Bryant	Joseph Malecki
Deb Clegg	Sid Chase	Jeff Scofield
Caren Kelsey	Nicole Field	Aaron VanBuren
Robert O'Brien	Richard Kersmanc	Ralph Wellington

Representative Oberacker moved for approval. Seconded, Stammel.  
Total: 2,486; Ayes: 2,486. Motion carried.

Victor Jones gave an update on the meeting with AMR noting it was a positive discussion, will have a follow up meeting with Rob O'Brien, they are looking to establish a post here in Cooperstown and plan to expand not downsize. Victor Jones stated that they will also allow EMS students to have ride time.

Art Klingler distributed and discussed a regional EMS proposal from Edward Lentz, Supervisor, Town of New Lisbon. The committee discussed the following including but not limited to:

- many ambulance services are having a hard time staying in business
- Medicare/Medicaid only reimburses a small portion
- AMR may be able to provide services to the 4-6 towns mentioned in the proposal
- Proposal could stay local so Towns have more control
- The Towns in the proposal could create a special Ambulance District

Art Klingler stated he will reach out to Ed Lentz regarding the proposal.

Art Klingler stated that there are 2 bills in the NYS Assembly/Senate that call for EMS to be an essential service in NYS as right now EMS is not required like Fire and the other bill would allow Fire Department based EMS squads to bill residents for ambulance services.

Art Klingler gave an update on the training center noting that he is working with the engineer, Elliot and LaBuff on plans, drawings, and costs noting that by Friday they should know more.

## **OTHER**

Representative Frazier stated he received correspondence back from Senator Gilibrand, Assemblyman Cliff Crouch, and Senator Seward all in regards to the Frontier phone issue. Representative Frazier also noted that the CEO of Frontier responded as well.

## **PERSONNEL –PENNEY GENTILE/ELLEN COCCOMA**

Penney Gentile discussed the different psychological tests that could be used for the Corrections Officers noting that she spoke with Dr. Fix and Dr. Kelly. Penney Gentile discussed the following including but not limited to:

- the Public Safety Psychology test out of Albany is 1800 questions, 4 hours long, with a face to face interview, verbal report is given that day and a written report is submitted the next day
- IPI II Test could be given here, it is 35 minutes, less questions, costs are about the same
- Psychological Resources Test: would have no weight in Court, Probation used to use them and did not like them, \$100 per exam, takes 30 minutes, then is mailed to Georgia, its not geared for public safety individuals, we need to do what's best for the protection of the County

Ellen Coccoma entered the meeting.

Ellen Coccoma stated that as the Risk Manager for the County the Psychological Resources test is not the best test to minimize our risk noting she has spoken with the insurance company and the County's lawyers.

Representative Frazier asked that Penney Gentile do a side by side comparison of each psychological test and give that to the Sheriff so this can be re-visited at next month's meeting.

Penney Gentile gave an update on the Public Defender job noting that there has been 1 additional application received.

## **CAC- DENISE OLIVER**

Denise Oliver requested approval to send 3 MDT members to the 35<sup>th</sup> International Symposium on Child Abuse on March 18-21, 2019 in Huntsville, AL at a total cost of \$5,475 including registration, airfare, meals, and lodging. Representative Oberacker moved for approval. Seconded, Wilber. Total: 2,486; Ayes: 2,486. Motion carried.

Denise Oliver requested approval to send 11 members of the MDT to attend the 2019 Bivona Child Abuse Summit in Rochester, NY on April 24-25, 2019 at a total cost of \$6,815.92 including registration, lodging, meals and mileage. Representative Oberacker moved for approval. Seconded, Wilber. Total: 2,486; Ayes: 2,486. Motion carried.

Denise Oliver requested approval to order 90 gas cards at \$20 each from Stewarts for families that use the CAC at a total cost of \$1800. Representative

Wilber moved for approval. Seconded, Oberacker. Total: 2,486; Ayes: 2,486. Motion carried.

Denise Oliver stated that April is Child Abuse Prevention Month and there will be a ribbon cutting at the CAC for the exam room that will be up and running. Denise Oliver extended an invitation to the Committee.

### **PERSONNEL –PENNEY GENTILE/ELLEN COCCOMA**

The committee chose Friday, March 15<sup>th</sup>, 2019 at 12:00 p.m. at the County Office Building as the date for the next committee meeting.

Penney Gentile and Ellen Coccoma requested approval to enter into an executive session. Representative Wilber moved for approval to enter into an executive session to discuss matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person. Seconded, Farwell. Total: 2,486; Ayes: 2,486. Motion carried.

The committee adjourned while in executive session.