

Agenda

Public Safety Committee

October 20, 2021, 4:00 p.m., Legislative Chamber

Livestreamed on Facebook

Gerace Office Building, Mayville, NY

- A. Call to Order
- B. Approval of Minutes (9/15/21)
- C. Privilege of the Floor
 1. Proposed Resolution – Authorize Acceptance of Criminal Justice Discovery Reform Funding
 2. Proposed Resolution – Amend 2021 Budget for Capital Project: Server & Storage Replacement
 3. Proposed Resolution – Amend 2021 Budget to Implement the New Handguns Project within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan
 4. Proposed Resolution - Amend 2021 Budget to Implement the Body and Mail Scanners Project within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan
 5. Proposed Resolution – Authorize Lease Agreement with Erie 2-Chautauqua-Cattaraugus BOCES at Hewes Educational Center
 6. Proposed Resolution – Authorize Lease Agreement with Erie 2-Chautauqua-Cattaraugus BOCES at Phillip J. LoGuidice Educational Center
 7. Proposed Resolution – Authorize Agreement with Forestville Central School for School Resource Officer
 8. Proposed Resolution – Authorize Execution of State Interoperability Communications Grant Program FY20
 9. Proposed Resolution – Emergency Services 2021 Budget Amendment

10. Proposed Resolution – Amend Emergency Services 2021 Budget for Vehicle Accident Claims
11. Proposed Resolution - Approving Labor Contract with Chautauqua County Sheriff's Supervisors' Association (CCSSA)
12. Other

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

JLS 9/30/21
KMD 10/01/21
SMA 10/01/21
KLC 10/5/21
PMW 10/6/21

TITLE: Authorize Acceptance of Criminal Justice Discovery Reform Funding

BY: Public Safety and Audit & Control Committees:

AT THE REQUEST OF: County Executive Paul M. Wendel, Jr.:

WHEREAS, the New York State Legislature passed Discovery and Bail Reform legislation in 2020 under Criminal Procedure Law (CPL) Chapter 11-A, Part 2, Title J, Article 245. Discovery Reform requires prosecutors to share evidence in their possession soon after arraignment, well in advance of trial, and allows defendants the opportunity to review evidence prior to pleading guilty. Prosecutors are also required to share names and contact information of victims and witnesses to the defense, but are provided with the ability to protect victims and witnesses from intimidation and coercion. Bail Reform eliminated bail for many non-violent and low-level offenses to reduce the number of people held in jail prior to trial; and

WHEREAS, the Discovery and Bail Reform laws were enacted on January 1, 2020, resulting in increased expenses for District Attorney's offices, Probation Departments, and law enforcement agencies statewide to implement these laws; and

WHEREAS, the Division of Criminal Justice Services (DCJS) has awarded each county outside of New York City a sum of money to be used to offset the increased expenses associated with implementing the Discovery and Bail Reform laws and the award amount was determined by each County's average criminal court arraignments statewide; and

WHEREAS, Chautauqua County has been awarded a total of \$703,124.00 to be shared between the District Attorney's office, Probation Department, Sheriff's office, and local police agencies in the County to assist with Discovery and Bail Reform, with priority given to the District Attorney and police agencies; and

WHEREAS, upon completion of the DCJS Discovery Reform Funding Plan by the County and approval of the plan by DCJS, the County will receive the entire award in one payment and there is no specified end date as to when the funds need to be used; and

WHEREAS, it is necessary for the effective implementation of the Criminal Justice Discovery Reform funding for Chautauqua County to enter into contracts and agreements with the Chautauqua County Probation Department and the following police agencies: Village of Fredonia, Village of Westfield, Village of Lakewood/Busti, Town of Ellicott, and City of Dunkirk; and

WHEREAS, the expenses for such contracts and agreements will be covered by the award for Criminal Justice Discovery Reform Funding; and

WHEREAS, revenues and expenditures associated with this award are expected to be included in the adopted 2022 Budget; now therefore it be

RESOLVED, That the County of Chautauqua Legislature accepts the total award and authorizes the County Executive to execute the Criminal Justice Discovery Reform Funding contract with the New York State Division of Criminal Justice Services for a total of \$703,124.00; and be it further

RESOLVED, That the County Executive is hereby authorized and empowered to execute contracts and agreements with the Chautauqua County Probation Department and the municipal police departments in Chautauqua County for the purposes of implementing the Criminal Justice Discovery Reform Funding.

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

CHAUTAUQUA COUNTY
RESOLUTION NO. _____

TITLE: Amend 2021 Budget for Capital Project: Server & Storage Replacement

BY: Public Safety and Audit & Control Committees:

AT THE REQUEST OF: County Executive Paul M. Wendel, Jr.:

WHEREAS, the County established a capital project for Server & Storage Replacement in 2019; and

WHEREAS, the total project expenses will exceed initial budgetary estimates due to the need to update user licensing, as a direct result of server replacements; and

WHEREAS, the Video System & Camera Upgrades, Tyler RMS System Upgrade, and Roof Replacement Capital Projects have a surplus; therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2021 Adopted Budget:

INCREASE CAPITAL REVENUE ACCOUNT:

H.3110.06004.R503.1000	Interfund Transfer – Interfund Transfer	\$81,369
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INCREASE CAPITAL APPROPRIATION ACCOUNT:

H.3110.06004.4	Contractual—Server & Storage Repl	\$81,369
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DECREASE CAPITAL REVENUE ACCOUNT:

H.3110.06001.R503.1000	Interfund Transfer – Interfund Transfer	\$12,583
H.3110.06002.R503.1000	Interfund Transfer – Interfund Transfer	\$58,784
H.3110.06003.R503.1000	Interfund Transfer – Interfund Transfer	<u>\$10,002</u>
	Total	\$81,369

DECREASE CAPITAL APPROPRIATION ACCOUNT:

H.3110.06001.4	Contractual—Video Sys & Camera Upgrade	\$12,583
H.3110.06002.4	Contractual—Tyler RMS System Upgrade	\$58,784
H.3110.06003.4	Contractual—Roof Replacement	<u>\$10,002</u>
	Total	\$81,369

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Amend 2021 Budget to Implement the New Handguns Project within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan

BY: Public Safety and Audit & Control Committees:

AT THE REQUEST OF: County Executive Paul M. Wendel, Jr.:

WHEREAS, President Biden signed into law the American Rescue Plan Act (ARPA) on March 11, 2021, and this legislation contains a wide array of stimulus and recovery funding designed to ensure the nation's swift economic and public health recovery from COVID-19; and

WHEREAS, Chautauqua County received an award of \$24,600,000 in ARPA funding, of which \$18,219,169 is available for general county spending based on the Treasury Department's revenue loss formula and other guidance, and the remaining \$6,380,831 in funding can only be spent on designated ARPA categories including premium pay; water, sewer, and broadband projects; and responding to the COVID-19 pandemic and its associated economic impacts; and

WHEREAS, an ARPA working group consisting of the County Executive, several legislators, and several department heads worked for many months to create an ARPA Spending Plan (Plan) consisting of priority projects to address the key strategic categories as defined by the Department of Treasury, to be sustainable, and to have a County-wide impact; and

WHEREAS, the Plan, consisting of the priority projects, was thoroughly reviewed by the ARPA working group, the County Executive, and the County Legislature and was adopted pursuant to Resolution No. 202-21; and

WHEREAS, the New Handguns project, identified as one of the priority projects recommended in Resolution 202-21, is ready to proceed, and budget amendments are necessary to authorize spending for the project; therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2021 Adopted Budget in order to implement the New Handguns project:

INCREASE APPROPRIATION ACCOUNT:

A.3110.----.4	Contractual—Sheriff	\$65,159
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ESTABLISH & INCREASE REVENUE ACCOUNTS:

A.3110.----.R408.9ARP	Federal Aid—Oth Fed Aid: ARPA	\$28,603
A.3110.----.R226.0000	Shared Services – Chrsg: Oth Gov-Pub Safety	<u>\$36,556</u>
	Total	\$65,159

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

RATIONALE FOR AMERICAN RESCUE PLAN ACT (ARPA) FUNDING REQUEST

Project Name:

Department:

Contact:

Funding Amount Being Requested:

Project Description:

What is the basis of your cost estimate?

Describe how the project will benefit the county as a whole:

Describe sustainability of the project. In other words, to what extent will the project place or not place future financial burdens on the county once the ARPA funds are expended?

Explain why it is necessary to use ARPA funds for this project versus other sources?

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Amend 2021 Budget to Implement the Body & Mail Scanners Project within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan

BY: Public Safety and Audit & Control Committees:

AT THE REQUEST OF: County Executive Paul M. Wendel, Jr.:

WHEREAS, President Biden signed into law the American Rescue Plan Act (ARPA) on March 11, 2021, and this legislation contains a wide array of stimulus and recovery funding designed to ensure the nation's swift economic and public health recovery from COVID-19; and

WHEREAS, Chautauqua County received an award of \$24,600,000 in ARPA funding, of which \$18,219,169 is available for general county spending based on the Treasury Department's revenue loss formula and other guidance, and the remaining \$6,380,831 in funding can only be spent on designated ARPA categories including premium pay; water, sewer, and broadband projects; and responding to the COVID-19 pandemic and its associated economic impacts; and

WHEREAS, an ARPA working group consisting of the County Executive, several legislators, and several department heads worked for many months to create an ARPA Spending Plan (Plan) consisting of priority projects to address the key strategic categories as defined by the Department of Treasury, to be sustainable, and to have a County-wide impact; and

WHEREAS, the Plan, consisting of the priority projects, was thoroughly reviewed by the ARPA working group, the County Executive, and the County Legislature and was adopted pursuant to Resolution No. 202-21; and

WHEREAS, the Body & Mail Scanners project, identified as one of the priority projects recommended in Resolution 202-21, is ready to proceed, and budget amendments are necessary to authorize spending for the project(s); therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2021 Adopted Budget in order to implement the Body & Mail Scanners project:

ESTABLISH & INCREASE APPROPRIATION ACCOUNTS:

H.3150.06012.4	Contractual—Jail, Body & Mail Scanners (2021)	\$299,350
A.9950.----.9	Interfund Transfers—Transfer to Capital	<u>\$299,350</u>
	Total	\$598,700

ESTABLISH & INCREASE REVENUE ACCOUNTS:

H.3150.06012.R503.1000	Interfund Transfers – Interfund Transfer	\$299,350
A.9950.9999.R408.9ARP	Interfund Transfers – Oth Fed Aid: ARPA	<u>\$299,350</u>
	Total	\$598,700

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

RATIONALE FOR AMERICAN RESCUE PLAN ACT (ARPA) FUNDING REQUEST

Project Name:

Department:

Contact:

Funding Amount Being Requested:

Project Description:

What is the basis of your cost estimate?

Describe how the project will benefit the county as a whole:

Describe sustainability of the project. In other words, to what extent will the project place or not place future financial burdens on the county once the ARPA funds are expended?

Explain why it is necessary to use ARPA funds for this project versus other sources?

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Authorize Lease Agreement with Erie 2-Chautauqua Cattaraugus BOCES at Hewes Educational Center

BY: Public Safety and Audit & Control Committees:

AT THE REQUEST OF: County Executive Paul M. Wendel, Jr.:

WHEREAS, County desires to lease approximately 350 square feet of office space at the BOCES complex known as the Hewes Educational Center located at 2615 N. Maple Road, Ashville, NY 14710, County of Chautauqua, New York, and

WHEREAS, negotiations have been undertaken to obtain a tentative lease agreement mutually beneficial to the County and BOCES; now therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute a lease agreement with Erie 2-Chautauqua Cattaraugus BOCES upon the following terms and conditions:

- 1) Premises. Approximately 350 square feet of office space on the first floor of the Hewes Educational Center.
- 2) Term. July 1, 2021 through June 30, 2024.
- 3) Rent. \$0.
- 4) Utilities. Landlord shall be responsible for all utilities, including heat and electric.
- 5) Other. As negotiated by the County Executive.

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Authorize Lease Agreement with Erie 2-Chautauqua Cattaraugus BOCES at Phillip J. LoGuidice Educational Center

BY: Public Safety and Audit & Control Committees:

AT THE REQUEST OF: County Executive Paul M. Wendel, Jr.:

WHEREAS, County desires to lease approximately 1,000 square feet of office space at the BOCES complex known as the Phillip J. LoGuidice Educational Center located at 9520 Fredonia-Stockton Road, Fredonia, County of Chautauqua, New York, for use by the Sheriff's Office; and

WHEREAS, negotiations have been undertaken to obtain a tentative lease agreement mutually beneficial to the County and BOCES; now therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute a lease agreement with Erie 2-Chautauqua Cattaraugus BOCES upon the following terms and conditions:

- 1) Premises. Approximately 1,000 square feet of office space on the first floor of the LoGuidice Educational Center.
- 2) Term. July 1, 2021 through June 30, 2024.
- 3) Rent. \$0.
- 4) Utilities. Landlord shall be responsible for all utilities, including heat and electric.
- 5) Other. As negotiated by the County Executive.

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Authorize Agreement with Forestville Central School for School Resource Officer

BY: Public Safety and Audit & Control Committees:

AT THE REQUEST OF: County Executive Paul M. Wendel, Jr.:

WHEREAS, the Chautauqua County Sheriff has conferred with the administrators of Forestville Central School and determined that the County and Forestville Central School would benefit from the reinstatement of the School Resource Officer program; and

WHEREAS, Forestville Central School has agreed to compensate the County of Chautauqua for the cost of providing a Deputy Sheriff for the period of October 1, 2021 through June 30, 2022, at a total sum not to exceed \$73,453.50; and

WHEREAS, the County will not be required to incur any additional expenditures to fund these positions; and

WHEREAS, the revenue from this agreement is not included in the 2021 Adopted Budget; now therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute an agreement with Forestville Central School for the School Resource Officer program; and also be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2021 Adopted Budget:

INCREASE APPROPRIATION ACCOUNTS:

A.3110.----.1	Personal Services-Sheriff	\$14,691
A.3110.----.8	Employee Benefits-Sheriff	<u>\$ 9,794</u>
	Total	\$24,485

INCREASE REVENUE ACCOUNT:

A.3110.----.R226.0000	Shared Services-Chrgs: Oth Gov-Pub Safety	\$24,485
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APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Authorize Execution of State Interoperability Communications Grant Program
FY20

BY: Public Safety and Audit & Control Committees:

AT THE REQUEST OF: County Executive Paul M. Wendel, Jr.:

WHEREAS, the Chautauqua County Office of the Sheriff received notice that the New York State (NYS) Division of Homeland Security and Emergency Services has approved the application submitted for the Statewide Interoperability Communications Grant (SICG) Program; and

WHEREAS, the State of New York will provide funding for the FY20 grant in the amount of \$611,328, with no local funds, for the performance period of January 1, 2021 through December 31, 2022; and

WHEREAS, this grant is not currently included in the 2021 Adopted Budget and an amendment to the 2022 Tentative Budget was proposed; now therefore be it

RESOLVED, That the County Executive is authorized to execute an agreement with the NYS Division of Homeland Security and Emergency Services to secure the grant funding as set forth above; and also be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2021 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.3110.GRNT.4	Contractual – Sheriff, Sheriff Grants	\$404,627
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INCREASE REVENUE ACCOUNT:

A.3110.GRNT.R438.9000	Federal Aid—Other Public Safety	\$404,627
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APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

NMG 9/14/2021
KMD 09/14/21
TMT 9/15/21
SMA 9/15/21
KLC 9/20/21
PMW 9/20/21

TITLE: Emergency Services 2021 Budget Amendment

BY: Public Safety and Audit & Control Committees:

AT THE REQUEST OF: County Executive Paul M. Wendel, Jr.:

WHEREAS, Emergency Medical Services' Continuing Medical Education (CME) sub-department budget included a CME Administrator position; and

WHEREAS, a CME Administrator position requires specific credentials, limiting the pool of available candidates; and

WHEREAS, the CME Administrator was not initially hired as an employee, but for the first six (6) months of 2021 the credentialed candidate entered into an Agreement of Service with the County to be paid as an independent contractor; and

WHEREAS, as of July 2021 the CME Administrator position is now filled as an employee, but the EMS appropriations need to be adjusted for the initial CME Administrator expenditures in the first six (6) months of 2021 that were made on a contractual basis; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2021 Adopted Budget:

DECREASE APPROPRIATION ACCOUNT:

A.3989.CME.----.1	Personal Services-Emergency Medical Service, Continuing Medical Education	\$ 5,000
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INCREASE APPROPRIATION ACCOUNT:

A.3989.CME.----.4	Contractual- Emergency Medical Service, Continuing Medical Education	\$ 5,000
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APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

NMG 9/14/2021
KMD 09/14/21
TMT 9/15/21
SMA 9/15/21
KLC 9/20/21
PMW 9/20/21

TITLE: Amend Emergency Services 2021 Budget for Vehicle Accident Claims

BY: Public Safety and Audit & Control Committees:

AT THE REQUEST OF: County Executive Paul M. Wendel, Jr.:

WHEREAS, pursuant to Resolution No. 55-21 the 2021 Adopted Budget was amended to include repair expenses and insurance recovery revenue associated with a motor vehicle accident involving the EMS Fly Car known as Medic 74; and

WHEREAS, additional repairs to Medic 74 were required and the EMS Fly Car known as Medic 71 was involved in a separate accident; and

WHEREAS, the Chautauqua County Insurance Department, on behalf of the Office of Emergency Services, submitted claims to New York Municipal Insurance Reciprocal; and

WHEREAS, Chautauqua County has been reimbursed for expenses incurred in the amount of \$3,056.33, and has invoices due for vehicle repairs; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2021 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.3989.EMS.4	Contractual – Emergency Medical Services, Fly Car & Ambulance Service	\$ 3,057
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INCREASE REVENUE ACCOUNT:

A.3989.EMS.R268.0000	Sale of Property/Compensa—Insurance Recoveries	\$ 3,057
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APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

JR 10/12/21
ABC 10/12/21
SMA 10/12/21
KLC 10/12/21
PMW 10-13-21

TITLE: Approving Labor Contract with Chautauqua County Sheriff's Supervisors' Association (CCSSA)

BY: Administrative Services, Public Safety, and Audit & Control Committees:

AT THE REQUEST OF: County Executive Paul M. Wendel, Jr.:

WHEREAS, the County's negotiating team and the Chautauqua County Sheriff's Supervisors' Association of Chautauqua County (CCSSA) have negotiated a tentative agreement for terms and conditions of employment from January 1, 2022, through December 31, 2025; and

WHEREAS, pursuant to Section 2.05(g) of the Chautauqua County Charter, the County Legislature must approve all labor contracts; now therefore be it

RESOLVED, That the County Legislature hereby approves the tentative agreement between the County and CCSSA to include modifications to longevity, modifications to employer and employee cost share of the health plan, modifications to the retiree cash-out benefit, the addition of a cell phone stipend of \$50.00 per month, an increase to the clothing allowance, and a change from a three to a four step salary schedule, with Steps 1-4 of the 2022 schedule as follows: Step 1 - \$85,586, Step 2 - \$87,298, Step 3 - \$89,044, and Step 4 \$90,825; thereafter, Steps 1 - 4 increase by 4.36% in 2023, 3.89% in 2024, and 3.89% in 2025; and be it further

RESOLVED, That the County Executive is authorized and empowered to execute all necessary documents and agreements to effectuate a new labor agreement with CCSSA.

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date