

Minutes

Public Safety Committee

October 17, 2018, 4:15 pm, Room 331

Gerace Office Building, Mayville, NY

Members Present: Niebel, Bankoski, Whitford, Pavlock, Vanstrom

Others: Tampio, Ames, Wendel, Engstrom, Rankin, Wilfong, Swanson, Holder, Griffith, O'Connell, Dennison, Cresanti

*Chairman Niebel called the meeting to order at 4:23 p.m.*

Approval of Minutes (9/19/18)

MOVED by Legislator Bankoski, SECONDED by Legislator Vanstrom

*Unanimously Carried*

Privilege of the Floor

Karen Engstrom came to thank Committee members for their support in regards to the passage of resolution 95-18 "Requesting CCIDA to Approve no Further PILOT Agreements for Wind Energy Projects Larger Than 5 Megawatts Rated Capacity" .

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*(Due to recorder malfunction, recording did not pick up until resolution #6 )*

Proposed Resolution- Authorize Acceptance of Forfeiture Funds held by the District Attorney

*Unanimously Carried*

Proposed Resolution- Authorize Execution for New York Governor's Traffic Safety Committee Grant for the Highway Safety Program FY19

*Unanimously Carried*

Proposed Resolution- Authorize Execution for New York State Office of Homeland Security Grant for Public Safety Answering Point (PSAP) FY18

*Unanimously Carried*

Proposed Resolution- Authorize Memorandum of Understanding and Confidentiality Agreement with NY State Office of Mental Health

*Unanimously Carried*

Proposed Resolution- State Homeland Security Program for Fiscal Year 2018

*Unanimously Carried*

Proposed Resolution- Fiscal Year 2018 Hazardous Materials Emergency Preparedness (HMEP) Grant Program

Mr. Griffith: This is a grant that we annually get also. It's \$15,516 from the Federal government and it also has no local share. Kathleen would like to address another whereas.

Mrs. Dennison: It occurred to me today that this resolution might benefit from adding a WHEREAS clause. In the previous resolution, WHEREAS clause number four addresses the concept of whether or not it's in the budget and states that it's going to be added to the budget when Director Griffith's department intends to use the money and this resolution for the HMEP program is kind of the same idea that we don't have the funds in the budget, in any budget right now. It would be added when it is determined the work will be done. So I suggested to John and he agreed that we would propose to add a 4<sup>th</sup> WHEREAS clause to this resolution and it would be exactly the same as the one from the previous resolution which I will read for you;

“WHEREAS, upon acceptance of application and execution of contract, funds will be allocated to the proper accounts in subsequent resolutions once the County is ready to expend them; now therefore be it”

Chairman Niebel: And Kathleen, that would be in the same place, that would be the 4<sup>th</sup> WHEREAS just like the previous one?

Mrs. Dennison: Yes, so the 3<sup>rd</sup> WHEREAS, we would need to amend to strike out, “therefore be it” and just put in “and” and then insert the 4<sup>th</sup> WHEREAS clause.

Chairman Niebel: Is this a significant enough change that we need an amendment?

Mrs. Dennison: I would say that it is.

Legislator Whitford: I would move to amend.

Legislator Pavlock: Second.

Chairman Niebel: Alright folks, as the motion is amended, motion to accept the amended motion?

Legislator Vanstrom: I would make a motion to accept the amended motion.

Legislator Bankoski: And I will second that.

Mrs. Dennison: Did you vote on the motion to amend?

Ms. Ames: You need to vote –

Chairman Niebel: First on the motion to amend?

Ms. Ames: Yes.

*(Cross talk)*

Chairman Niebel: O.k., we'll back up just one step. Motion to approve the amendment?

Legislator Whitford: It was moved and seconded.

Chairman Niebel: Right, all in favor?

*Unanimously Carried*

Legislator Vanstrom: Now I want to make a motion to accept the amended motion.

Chairman Niebel: O.k., and Bob seconded it. Those in favor to accept the amended motion?

Ms. Ames: You just have vote *(cross talk)*.....

Chairman Niebel: So we're done?

Ms. Ames: You just have to vote as amended.

Chairman Niebel: We going to vote on the amended motion. All those in favor?

*Unanimously Carried as amended*

Proposed Resolution- Emergency Management Performance Grant for Fiscal Year 2018

Mr. Griffith: This is a budgeted grant that we receive every year. This is budgeted in and the total amount of \$110,196 with a 50% in-kind match from the County in the amount of \$55,098. This works to enhance planning, training exercises, public preparedness , emergency alert notification systems. This is a grant that we've gotten in the past for several years looking back. I can't tell you exactly how long but it's nothing new and it's the same format and procedure as has been done in the past.

Chairman Niebel: Actually this started in October, 2017, about a year ago.

Mr. Griffith: Yes.

Chairman Niebel: And it runs through September -

Mr. Griffith: That is when the application process opens and you kind of get awarded the grant and then you have to accept the grants.

Chairman Niebel: O.k., any questions of John?

*Unanimously Carried*

Other

Chairman Niebel: John, you're going to discuss the certificate of need?

Mr. Griffith: Last month at this meeting we voted to authorize to apply for a municipal certificate of need which was done and the wording on that at the very bottom said, be advised this resolution will take effect on January 1, 2019 and that is all fine and everything is good but we sent our paperwork to the State and the DOH said that is fine but we won't be able to do anything at all on this if we don't have it so it takes effect immediately. So the question comes, can we amend the motion or change the motion that says that this resolution takes effect immediately.

Chairman Niebel: Can we Steve?

Mr. Abdella: Yes, procedurally what I think we would do is, if the Committee was favorably disposed of doing this is, we'd have you request the Clerk to have this resolution put on the agenda for the full Legislature meeting to be renewed and then amended at the full Legislature. If that's sent out with the notices of the prefile then it just takes a motion with a simple majority to renew it, then it's on the floor again and then you could move to amend to change that date and that would change the date then. My only question would be is, if that date is moved up into fiscal year 2018, does that require any change in appropriations?

Mr. Griffith: No.

Legislator Vanstrom: It's not going to operate until the 1<sup>st</sup> of January.

Mr. Griffith: All it does is, it's going to take almost 90 days to get the certificate in place so all we're looking to do is start the process through the State quicker in moving the paperwork ahead as opposed to waiting until January 1<sup>st</sup>. If we did that then there would be a waiting time there and then we lose the ability to operate for that time until we get our certificate.

Chairman Niebel: But John, the actual implementation of the program –

Mr. Griffith: Still would be January 1<sup>st</sup> because we don't have any employees to run it. So it would be January 1<sup>st</sup>.

Chairman Niebel: So Steve, I don't think that there is any change in appropriations.

Mr. Abdella: You'd only be changing the date, that's it.

Chairman Niebel: Nothing as far as the 2018 budget accounts. Alright, exactly what do we need?

Mr. Abdella: It could just be a motion requesting that the Clerk put on the full Legislature's agenda resolution 210-18 to be renewed and amended at that meeting.

Chairman Niebel: O.k., does somebody want to make a motion to that effect?

Legislator Whitford: I'll do it.

Legislator Bankoski: Second.

*Unanimously Carried*

Chairman Niebel: That is what we'll do John.

Mr. Griffith: Thank you very much.

Chairman Niebel: Anything else to appear before the committee?

Legislator Bankoski: Motion to adjourn.

Legislator Vanstrom: Second.

*Unanimously Carried (4:39 p.m.)*

Respectfully submitted and transcribed,  
Olivia Ames, Committee Secretary/Lori J. Foster, Deputy Clerk/Secretary to the Legislature