

Agenda

Public Safety Committee

April 15, 2020, 4:15 pm, Virtual Meeting via Zoom

Gerace Office Building, Mayville, NY

- A. Call to Order
- B. Approval of Minutes (2/19/20)
- C. Privilege of the Floor
 - 1. Proposed Resolution – Confirm Appointments and Re-Appointments-Chautauqua County Fire Advisory Board
 - 2. Proposed Motion - In Support of Reexamining the 2019 Bail Reform Law
 - 3. Other

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Confirm Appointments and Re-Appointments-Chautauqua County Fire Advisory Board

BY: Public Safety Committee:

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

WHEREAS, County Executive, George M. Borrello, has submitted the following re-appointments to the Chautauqua County Legislature for action; now therefore be it

RESOLVED, That the Chautauqua County Legislature hereby confirms the following re-appointments to the Chautauqua County Fire Advisory Board.

1st Battalion

Lawrence Barter
9 Pine Dr.
Fredonia, NY 14063
Term Expires: 1/31/21
Reappointment

Mike Edwards
143 West 4th St.
Dunkirk, NY 14048
Term Expires: 1/31/21
Reappointment

Christopher Wichlacz
3381 Tarbox Rd.
Cassadaga, NY 14718
Term Expires: 1/31/21
Reappointment

Brandon Mahle
1990 Route 39
Forestville, NY 14062
Term Expires: 1/31/21
Reappointment

Brian Puroil
3681 New Road
Dunkirk, NY 14048
Term Expires: 1/31/21
Reappointment

Adan Reisenweber
8470 Chautauqua Rd
Fredonia, NY 14063
Term Expires: 1/31/21
New Appointment
Alternate

2nd Battalion

Al Akin
5984 Manor Dr.
Chautauqua, NY 14722
Term Expires: 1/31/21
Reappointment

Matthew Oehlbeck
159 Park St.
Sherman, NY 14781
Term Expires: 1/31/21
Reappointment

Ronald H. Trippy
6755 S. Portage Rd.
Westfield, NY 14787
Term Expires: 1/31/21
Reappointment

Lyle Holland
47 Clinton St.
Westfield, NY 14787
Term Expires: 1/31/21
Reappointment

Mark Smith
9437 E. Main Rd.
Ripley, NY 14775
Term Expires: 1/31/21
Reappointment

Burl Swanson
6168 Wright Road
Dewittville, NY 14728
Term Expires: 1/31/21
Reappointment
Alternate

3rd Battalion

Ronald V. Johnson
1265 Norby Rd.
Jamestown, N.Y. 14701
Term Expires: 1/31/21
Reappointment

Sam Salemme
217 Dearing Avenue
Jamestown, NY 14701
Term Expires: 1/31/21
Reappointment

Scott Bailey
29 Melvin Ave
Celoron, NY 14720
Term Expires: 1/31/21
Reappointment

Jackson Knowlton
2141 Shadyside Rd.
Lakewood, NY 14750
Term Expires: 1/31/21
Reappointment

Randall Shampoe Jr.
690 Clymer-Sherman Rd.
Clymer, NY 14724
Term Expires: 1/31/21
Reappointment

Dan Sisson
Term Expires: 1/31/21
Reappointment
Alternate

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

4th Battalion

Lance Hedlund
14 Dunn Avenue
Jamestown, NY 14701
Term Expires: 1/31/21
Reappointment

Jeff Molnar
30 Main Street
Bemus Point, NY 14712
Term Expires: 1/31/21
Reappointment

Barry Swanson
4870 Bayview Road
Bemus Point, NY 14712
Term Expires: 1/31/21
Reappointment

Charles Piazz
1357 Newland Ave.
Jamestown, NY 14701
Term Expires: 1/31/21
New Appointment

Peter Samuelson
4696 Maple Grove Road
Bemus Point, NY 14712
Term Expires: 1/31/21
Reappointment

Ryan Delahoy
205 N. Dow St.
Falconer, NY 14733
Term Expires: 1/31/21
New Appointment
Alternate

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

CHAUTAUQUA COUNTY
MOTION NO. ___-20

TITLE: In Support of Reexamining the 2019 Bail Reform Law

AT THE REQUEST OF: Legislators Mark Odell, Lisa Vanstrom, Elisabeth Rankin, John Davis, John Hemmer, Bob Scudder, Dan Pavlock, Bob Bankoski, Terry Niebel, and William Ward:

WHEREAS, the 2019 New York State Budget included significant changes to the state's laws on cash bail, criminal discovery, and access to a speedy trial; and

WHEREAS, effective January 1, 2020, criminal justice laws were implemented eliminating pretrial detention and cash bail as an option for an estimated 90 percent of arrests, including most misdemeanors and nonviolent felonies, accounting for more than 400 offenses; and

WHEREAS, pursuant to the new law judges must release individuals charged with most misdemeanors and nonviolent felonies without imposing cash bail, simply releasing them on their own recognizance or with conditions to ensure they return to court; and

WHEREAS, a defendant's criminal history, or the fact that they may pose a clear physical threat to another person, cannot be considered by the judge with regard to bail under the current bail reform provisions; and

WHEREAS, due to the elimination of cash bail, according to the USA Today, courts "are in the process of releasing at least 3,800 inmates in county prisons"; and

WHEREAS, the 2019 laws were intended to prevent penalizing a suspect for being unable to afford bail; however, this new process has led to numerous examples of dangerous suspects being immediately released back into the community; and

WHEREAS, across the state, individuals who are arrested and charged with misdemeanors following a potentially violent encounter or after a pattern of disturbing behavior are being released, without bail, pre-trial pursuant to the new law. In too many of these instances, the defendant has proceeded to return to their initial victim or another victim to perpetrate more harm; and

WHEREAS, there is an overwhelming need to revisit numerous aspects of the 2019 criminal justice reforms, especially the severe limitations placed on a judge's discretion when setting bail; now therefore be it

KNOWN, That the Chautauqua County Legislature is in support of the New York State Legislature immediately revisiting the criminal justice reforms that became effective January 1, 2020 as they pertain to restricting the use of cash bail; and be it further

KNOWN, That the Chautauqua County Legislature is in support of judicial discretion when it comes to setting bail for a suspect in police custody if a victim dies as a result of a crime; and be it further

KNOWN, That the Chautauqua County Legislature is in support of judicial discretion in setting bail for a suspect in police custody who is charged under the aggravated family offence statute, which include domestic violence and sex crimes; and be it further

KNOWN, That the Chautauqua County Legislature is in support of judicial discretion in setting bail for a suspect in police custody who is charged with a hate crime; and be it further

KNOWN, That the Chautauqua County Legislature is in support of a judge having the ability to consider a suspect's dangerousness and previous criminal history when considering bail; and be it further

MOVED, That the Clerk of the Legislature is hereby directed to forward copies of this Motion to the New York State Assembly Leader Carl Heastie, NYS Senate President and Majority Leader Andrea Stewart Cousins, Minority Leader John Flanagan, Governor Andrew M. Cuomo, Senator George Borrello, Assemblyman Andrew Goodell and all others deemed necessary and proper.