

Agenda

Public Safety Committee

September 21, 2022, 4:00 p.m., Legislative Chambers

Livestreamed on Facebook

Gerace Office Building, Mayville, NY

- A. Call to Order
- B. Approval of Minutes (8/17/22)
- C. Privilege of the Floor
 - 1. Proposed Resolution – Amend 2022 Budget for Capital Projects
 - 2. Proposed Resolution – Authorize Acceptance of Criminal Justice Discovery and Bail Reform Funding
 - 3. Proposed Resolution – Establish ALS Billing Rate
 - 4. Proposed Resolution – FY2020 State Homeland Security Program (SHSP)
 - 5. Proposed Resolution – FY2021 Hazardous Materials Emergency Preparedness (HMEP) Grant Program
 - 6. Other -

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Amend 2022 Budget for Capital Projects

BY: Public Safety and Audit & Control Committees:

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

WHEREAS, the County established capital projects for Sheriff Vehicle Replacement and Jail Equipment; and

WHEREAS, the actual cost of Sheriff's Office Vehicle purchases will be less than anticipated, and

WHEREAS, there are additional Jail equipment needs that urgently need to be addressed, specifically the walk-in cooler in the Jail kitchen; and

WHEREAS, all of this project encompass Jail Equipment needs; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2022 Adopted Capital Budget:

INCREASE CAPITAL REVENUE ACCOUNT:

H.3150.06008.R503.1000	Interfund Transfer – Interfund Transfer	\$112,729
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INCREASE CAPITAL APPROPRIATION ACCOUNT:

H.3150.06008.4	Contractual—Jail, Jail Kitchen Equipment	\$112,729
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DECREASE CAPITAL REVENUE ACCOUNT:

H.3197.999.R503.1000	Interfund Transfer – Interfund Transfer	\$112,729
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DECREASE CAPITAL APPROPRIATION ACCOUNT:

H.3197.999.4	Contractual—Sheriff Vehicle Replacement, Vehicle Replacement (Annual)	\$112,729
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APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Authorize Acceptance of Criminal Justice Discovery and Bail 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 statewide for District Attorney offices, Probation departments, and law enforcement agencies to implement these laws; and

WHEREAS; the Division of Criminal Justice Services (DCJS) has again 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 \$827,970, in addition to the initial award of \$703,124, 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, funds can be used until they are spent in entirety, with no specified end date; and

WHEREAS, it is necessary for the effective implementation of the Criminal Justice Discovery Reform funding for Chautauqua County to extend contracts and agreements as identified in Resolution 216-21 and to enter in to a contract with the City of Jamestown Police Department; and

WHEREAS, the funding for such contracts and agreements is included in the total award and will total \$95,300; and

WHEREAS, revenues and expenditures expected in calendar year 2023 are included in the proposed 2023 budget, and future revenues and expenditures associated with the award will be included in the proposed 2024 and 2025 budgets; therefore it be

RESOLVED, 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 \$827,970; and be it further

RESOLVED, That the County Executive is hereby authorized and empowered to execute contracts and agreements extensions with the Probation department and the municipal police departments in Chautauqua County identified in Resolution 216-21 and to execute a contract with the City of Jamestown police department for the purposes of implementing the Criminal Justice Discovery Reform Funding.

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Establish ALS Billing Rate

BY: Public Safety and Audit & Control Committees:

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

WHEREAS, Chautauqua County is a Billing agency for ALS services to any requested fire department or other EMS agency; and

WHEREAS, NYS GML 209-b 4(c) states:

An emergency and general ambulance service, including emergency medical service as defined in section three thousand one of the public health law, authorized pursuant to this section which does not issue a bill for its services and which requests an Advanced Life Support (ALS) intercept from another ambulance service furnishing service in an area that is designated as a rural area by any law or regulation of the state, or that is located in a rural census tract of a metropolitan statistical area (as determined under the most recent Goldsmith Modification), shall pay the ambulance service providing the ALS intercept an ALS Rural Intercept Fee at rates negotiated between the providers of such services. In the absence of any agreed upon rates, the service receiving such ALS intercept shall pay the service providing the ALS intercept for such services at the usual and customary charge, which shall not be excessive or unreasonable.; and

WHEREAS, in compliance with General Municipal law 209-b 4(c), Chautauqua County has established the negotiated rate of \$250.00 per "ALS Rural Intercept"; now therefore be it

RESOLVED, That this rate shall be in place as the negotiated rate for Chautauqua County Emergency Medical Services ALS Rural Intercept, as billed to the requesting fire department or EMS agency.

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: FY2020 State Homeland Security Program (SHSP)

BY: Public Safety and Audit & Control Committees:

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

WHEREAS, the Office of Emergency Services was awarded funds of \$139,194 under the FY2020 State Homeland Security Program (SHSP), and

WHEREAS, pursuant to Resolution 194-20, the County Executive was authorized to execute an agreement to secure the grant funding with the NYS Division of Homeland Security and Emergency Services; and

WHEREAS, the term of the grant is September 1, 2020 through August 31, 2023, and

WHEREAS, some revenues and expenditures associated with this grant were not included in the 2022 operating budget, now therefore be it

RESOLVED, That the Director of Finance is hereby directed to make the following changes to the 2022 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.3989.----.4	Contractual - Emergency Medical Service	\$4,392
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INCREASE REVENUE ACCOUNT:

A.3989.----R430.5004	Federal Aid-Homeland Security	\$4,392
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APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

CHAUTAUQUA COUNTY
RESOLUTION NO. _____

TITLE: FY2021 Hazardous Materials Emergency Preparedness (HMEP)
Grant Program

BY: Public Safety and Audit & Control Committees:

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

WHEREAS, Chautauqua County and its regional partnership were awarded funds of \$15,789.00 under the FY 2021 Hazardous Materials Emergency Preparedness (HMEP) Grant Program, and funding is provided by the U.S. Department of Transportation (DOT), Pipeline and Hazardous Materials Safety Administration (PHMSA) and administered by the NYS Division of Homeland Security and Emergency Services (DHSES); and

WHEREAS, an in kind local match of \$3,947.25 is required; and

WHEREAS, the HMEP Planning grants are used to develop, improve, and implement emergency plans; determine flow patterns of hazardous materials within a state and between states; and determine the need within a state for regional hazardous materials emergency response teams; and

WHEREAS, the term of the grant is September 1, 2022 through September 29, 2023, and as maybe extended; now therefore be it

RESOLVED, That the County Executive is hereby authorized to execute all necessary agreements to accept the award and subsequent changes to work plans if necessary.

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date