



PUBLIC SAFETY COMMITTEE

Time: 10:00 AM

74 Ontario Street, Canandaigua, NY and via WebEx

May 24, 2023	
MEMBERS PRESENT	
<ul style="list-style-type: none"> o Chairman Robert Green o Supervisor Lou Guard o Supervisor Daryl Marshall 	<ul style="list-style-type: none"> o Supervisor John Pruett o Supervisor Mark Venuti o Supervisor Bill Namestnik
A quorum was present.	
OTHERS PRESENT	
<ul style="list-style-type: none"> o Chris DeBolt, County Administrator o Alissa Bub, Deputy County Administrator o Holly Adams, County Attorney 10:51 am o Andrew Wickham, Vice Chair to the Board o Sheriff David Cirencione o Chief Deputy John Falbo o Stacy Lambert, Chief Corrections Officer 	<ul style="list-style-type: none"> o Leanne Lapp, Public Defender 10:40 am o Steve DeChick, Chief Communications Officer o Betsy Landre, Senior Planner o Kathleen Meyers, Fiscal Manager o Bill Wright, Commissioner of Public Works o Abigail Marion, Resident, T of Manchester o Diane Foster, Deputy Clerk to the Board
OTHERS PRESENT via WebEx	
<ul style="list-style-type: none"> o Mary Gates, Finance Director o Jim Ritts, District Attorney o Jen Langer, Purchasing Director 	<ul style="list-style-type: none"> o Peter Ingalsbe, Supv. Town of Farmington o Holly Smith, Grants Coordinator o Sharon Decker, Grants Coordinator o Deb Trickey, EMS Coordinator
CALL TO ORDER	The meeting of the Public Safety Committee was called to order at 10:00 am by Chairman Green
MINUTES	Supervisor Venuti made a motion to approve the minutes of the Public Safety Committee meeting from May 3, 2023. Supervisor Daryl Marshall seconded the motion. The motion carried.
PLANNING	
<p>Resolution: Capital Project No. H066-20 700 MHz Seneca County Hillside Project – Authorization of Budget Amendment and Amendment to NYS DHSES Grant Agreements</p> <p>Resolution: Capital Project No. H092-22 Emergency Communications Network Core Upgrade – Authorization of Budget Amendment and Amendment to NYS DHSES Grant Agreements</p>	<p>Betsy Landre presented two resolutions to authorize budget amendments for CP No. H066-20 700 MHz Seneca County Hillside Project and CP No. H092-22 Emergency Communications Network Core Upgrade. These resolutions are to reassign the revenue sources.</p> <p>Supervisor Namestnik made a motion to approve the two resolutions as a block. Supervisor Guard seconded the motion. The motion carried.</p>
CONFLICT DEFENDER	No items were submitted from the Conflict Defender.
PUBLIC DEFENDER	No items were submitted from the Public Defender.

Public Safety Committee oversees the activities, programs, or other matters related to the following departments, agencies, or activities: District Attorney, Sheriff, Correctional Facility Probation and Community Corrections, Emergency Management Office, Public Defender, Conflict Defender, Assigned Council, NYS Office of Court Administration

DISTRICT ATTORNEY	
<p>Resolution: <i>Authorizing Contract with NMS Labs for Forensic Laboratory Services</i></p> <p>Resolution: <i>Authorization for Ontario County District Attorney to Accept Funding from the New York State Department of Criminal Justice Services for Discovery Reform Funding</i></p>	<p>Jim Ritts presented a resolution to contract with NMS Labs and a resolution to accept funding in the amount of \$403K for the 2022-22023 budget from NYS DOCJS for Discovery Reform.</p> <p>Supervisor Venuti made a motion to approve the two resolutions as a block. Supervisor Namestnik seconded the motion. The motion carried.</p>
PROBATION	
	No items were submitted from Probation.
EMERGENCY MANAGEMENT	
	No items were submitted from the EMO.
OFFICE OF SHERIFF	
<p>Resolution: <i>Acceptance of Bid B23060 for Purchase of Side-Scan Sonar Ontario County Sheriff's Office</i></p> <p>2024 CIPs CIP: <i>X-Ray Screening Unit at 74 Ontario Street</i></p> <p>CIP: <i>Sheriff's Office Underwater Search and Rescue Team Equipment</i></p>	<p>Sheriff Cirencione presented a resolution to accept the bid B23060 for the purchase of a side-scan sonar to go on their newest boat. He said the majority of the funding is covered by the State Homeland Security grant in the amount of \$59,748. there is a fee for them to come on sight to train the staff that will cost \$5,500, making a total of \$64,411. They would need to use \$4,663 from their operating budget for the remaining balance after the grant funding is applied.</p> <p>Supervisor Guard made a motion to approve the resolution. Supervisor Pruett seconded the motion. The motion carried.</p> <p>Chief Deputy Falbo explained the CIP for the X-Ray screening unit at 74 Ontario. He said when he originally wrote the CIP, the unit was aging, and now it really doesn't function properly. He said if there were other options to purchase this item, because of it being a safety issue, it would be preferable to pull this from the CIP and purchase the item now. The total cost is approximately \$45,000. Chairman Green asked of Mary Gates and Chris DeBolt on how this can be pulled from the CIP and move forward with the purchase without waiting until next year. Mr. DeBolt said the Public Safety Committee can act on the request now and show their support, and he would meet with Mary Gates to see if conceivably appropriate contingency and/or fund balance in this year's budget to move directly into their point 2s and then it would need to go before the Ways and Means Committee for approval.</p> <p>Supervisor Daryl Marshall motioned to approve and support the purchase of the X-ray screening unit and not wait for the 2024 CIP budget. Supervisor Namestnik seconded the motion. The motion carried.</p> <p>Chief Deputy Falbo presented a 2024 CIP request for a new trailer for the Sheriff's Office underwater search and recovery team. The current trailer is not weighted enough for the amount of equipment that is now required for the dive team. The new trailer will be weighted for 14,000 lbs. and will have a heating system. The total cost is a maximum amount of \$65,000 which includes the installation of the equipment from the old trailer to the new.</p> <p>Supervisor Guard motioned to approve the request for the 2024 CIP for the Underwater Search and Rescue Team equipment. Supervisor Venuti seconded the motion. The motion carried.</p>

<p>CIP: Axon Body-Worn Cameras for Jail</p> <p>CIP: Axon Air Drone Management Platform for Public Safety</p> <p>Updates:</p> <p>Informational: Jail Update</p> <p>Other updates:</p>	<p>Chief Deputy Falbo presented a 2024 CIP for Axon body-worn cameras for the jail. It is a 720,8875 over a five-year period. The initial cost in 2024 would be \$121,419. He said the quality of the cameras that the jail has now is nowhere near the quality of Axon's.</p> <p>Supervisor Venti motioned to approve the request for the 2024 CIP for the Axon body worn cameras for the jail. Supervisor Pruettt seconded the motion. The motion carried.</p> <p>Chief Deputy Falbo presented a 2024 CIP for an Axon air drone management platform for Public Safety in the amount of \$106,747 for a five-year cost, with a \$31,862 for the 2024 allocation. He said the drone program is growing and with the management platform would ensure they are abiding by proper FAA regulations, federal state laws and public transparency, etcetera.</p> <p>Supervisor Pruettt motioned to approve the request for the 2024 CIP for the Axon air drone management platform. Supervisor Venuti seconded the motion. The motion carried.</p> <p>Sheriff Cirencione gave the following updates:</p> <ul style="list-style-type: none"> • The Courthouse accreditation assessment is going on. • Last week was Police Memorial week, they honored four of their fallen officers, and at the Law Enforcement Day ceremony, they recognized over 2 dozen officers for their lifesaving efforts in going above and beyond their call of service. • Tomorrow (May 25th) will conclude for 6 weeks their road patrol in service training of active shooter. They have put every member of the road patrol through 2 days of active shooter training, 1 day of classroom and the last three weeks of 1-day scenarios. <p>Chief Lambert reviewed the jail population:</p> <ul style="list-style-type: none"> • 78 currently • 59 males • 19 females • 6 females boarded in from Oswego County • 5 out on a 504 which are in DOCS prison <p>Chief Lambert gave an update on the HALT renovation; noting it is currently out to bid. On June 1st, there will be a pre-bid walk through the facility and then the bids will be opened up on June 15th.</p>
<p>COUNTY ADMINISTRATOR</p>	
<p>Resolution: Authorization to Contract for Campbell Commission Community Liaison Consultant</p> <p>Resolution: Reappointment of Leanne Lapp Public Defender</p>	<p>County Administrator Chris DeBolt presented a resolution to contract with the Partnership for Ontario County for the Campbell Commission Community Liaison Consultant. The contract is for 2 years starting June 1, 2023 through May 31, 2025 for a total cost not to exceed \$311,920. Mr. DeBolt indicated the use of opioid funds as the funding source for this contract.</p> <p>Supervisor Namestnik made a motion to approve the resolution to contract with the Partnership for Ontario County. Supervisor Venuti seconded the motion. The motion carried.</p> <p>Mr. DeBolt presented a resolution to reappoint Leanne Lapp as the Public Defender for a 4-year term from June 3, 2023 through June 2, 2027.</p>

Updates

Chairman Green made a motion to approve the resolution to reappoint Leanne Lapp as the Public Defender. Supervisor Daryl Marshall seconded the motion. The motion carried.

Mr. DeBolt gave the following updates:

The planning for the solar eclipse on April 8, 2024 has continued. They sent Ryan Davis to a seminar in Livingston County regarding it and it came back that the town of Sweetwater, Tennessee had 50,000 visitors and got completely overwhelmed at the last solar eclipse. He is bringing relevant stakeholders together and working on all potential aspects. He asked that if anyone hears of groups coming or planning large events to let them know.

The asylum seekers being relocated from NYC to other counties has taken up most of his time for the last 10 to 12 days. Where we stand to date is that New York City has taken in roughly 72,000 asylum seekers over the last roughly 12 months. As of Monday's briefing, they were still housing 47,400 of those individuals within New York City. Mayor Adams has indicated that they don't have adequate hotel space left anymore, and that the financial burden to the city has become untenable. Two to three weeks ago, New York City started busing some of these asylum seekers to lower Hudson Valley and Long Island communities. That's caused an uproar and a lot of frustration by the local officials in that there was no communication, coordination, or planning with local officials before the individuals are relocated out of New York city into those other communities. A large number of upstate counties have declared States of Emergency because of this. He has been talking to the chairman regularly about this. The chairman and him were on several meetings at the end of last week. He said at this point, Ontario County has not declared a state of emergency and there's a few reasons for that. One, is you declare a state of emergency in order to issue an emergency order. Declaring the state of emergency then provides some additional powers under executive Law section or article 2B to the Chief Executive to issue emergency orders. The issue is that there isn't an emergency currently, and therefore no order to issue. Subsequent to that that being said, communities often declared States of emergency in anticipation for a natural disaster, a large snowstorm forecast or hurricane forecast; communities often declare States of emergency in advance. So, that's certainly a counter argument to what he just said. The discussions in the 3 committees on Monday were concern for how our community which is already admittedly experiencing a shortage of housing would absorb any number or any large number of asylum seekers into our community and what it would do to our social services infrastructure as well as to our potential fiscal situation of the county. The housing component; the way the mechanics of this works is the city of New York is directly negotiating housing arrangements prior to relocating anybody. So, the City of New York is reaching out to hotel owners and saying I'd like to rent all of the rooms in your hotel for the next 180 days and this is the rate they will pay once that agreement is in place. Then they will begin the relocation of asylum seekers. The housing component of it isn't so much folks showing up with no place to put them, it's more displacing hotel capacity. On the social services infrastructure, NYC is financially obligated to provide the housing, the food, and clothing of these individuals as well as the other required services. That's the financial obligation, the harder one to answer is more the logistical and operational. The city may be willing to pay the bill, but if we don't have enough adequate number of nonprofit partners to bring in to provide the services or we don't have great amount of staff within our own social services department, that's more where the rub comes and in the rural areas. He thinks we struggle more to be able to engage other nonprofit community partners to provide those just because there aren't as many as there are in a more organized setting. Finally, the

fiscal component; the way it's structured is because these folks who are seeking asylum, the terms are presented 1st, in New York City, the obligation to care for them is New York City's and that obligation is not sequestered when the individuals are relocated out of New York City. So, when these folks are being transported to other counties across upstate New York, the City is still obligated to provide for the housing, food, and all the other services. Some questions about how long the obligation remains attached. He said it is his understanding in reading other governing federal and social services law is that if an asylum seeker were placed in a hotel in Rockland County, let's use as an example, because there are a fair number there, their fiduciary obligation as New York City's to care for that person. If the person does what's called, walks away from shelter for a night, spends a night outside of the shelter that was arranged by New York City, there is an argument that the financial obligation of the City is therefore terminated. If the individual spends 1 night away from shelter, and then comes back to the shelter, they would be presenting as homeless in Rockland county for the 1st time, and therefore, financial obligation of Rockland County. It would appear to us at this point, not having had any of these individuals in our community to do the actual eligibility screens for, these individuals would only be eligible for safety net funding through department social services. Safety net funding is 71% by county cost and 29% by state cost. If that is, in fact a fact pattern that occurs, it would be a relatively significant county cost. At this point up until the meeting's on Monday, we have relied on intense and close communication with the governor's office, NYSAC, and our counterparts across the state to express the concerns of the more worried suburban counties as well as to make clear to the governor and to the mayor's office, why relocating asylum seekers to these smaller counties would likely not be an advantageous selection for either the recipient communities, or the asylum seekers themselves, because we just don't have the resources or the infrastructure that the larger more urbanized counties do. At the committee meetings on Monday, specifically Public Works, there was discussion, by not taking action by declaring a state of emergency, or taking some other more formal action by the county that we were leaving ourselves vulnerable to these uncoordinated or unplanned relocation of asylum seekers. The Public Works Committee requested that a draft resolution that addresses all of the concerns that he just reviewed and ask formally to the Governor and Mayor Adams that we be included and coordinated with if there are any plans to relocate asylum seekers to Ontario County. He did draft the resolution and plans to have it go through Governmental Operations this afternoon and to Ways and Means. It looks as though the state is going to move forward and utilize some SUNY campuses, it looks like the University of Buffalo, the University of Albany, and SUNY Stony Brook. Comments were shared by the following Committee members:

- Supervisor Daryl Marshall asking to adopt an emergency order and taking a proactive stance
- Supervisor Bill Namestnik asking what is the hesitation in declaring the state of emergency, he formally requested that we go ahead with the declaring a state of emergency because of mostly the health concerns. Mr. DeBolt said it is solely at the discretion of the Chair to the Board that a state of emergency can be declared.
- Supervisor John Pruett noting the costs and he is in favor of taking a more conservative approach. It was noted a state of emergency can stay in effect for 30 days unless rescinded or renewed, but an emergency order needs to be renewed every five days.
- Supervisor Mark Venuti saying why declare a state of an emergency when we don't have an emergency, also noting the chairman could declare one when it is really imminent.
- Chairman Green said he supports the County Administrator and the chairman. Additional discussion took place.

EXECUTIVE SESSION	
	<p>At 11:21 am, Supervisor Guard motioned to move into executive session regarding Section 105(1)(d) discussions regarding proposed, pending or current litigation. Supervisor Venuti seconded the motion. The motion carried.</p> <p>At 11:54 pm, Supervisor Venuti motioned to move out of executive session. Supervisor Daryl Marshall seconded the motion. The motion carried.</p>
<i>Next meeting date and time is Wednesday, June 14, 2023, at 10:00 am, 74 Ontario Street, Canandaigua, NY 14424</i>	
ADJOURNMENT	<p>On motion of Supervisor Daryl Marshall, the meeting was adjourned 11:54 am. Supervisor John Pruett seconded the motion. The motion carried.</p>
<p>Respectfully Submitted, Diane R. Foster, Deputy Clerk to the Board</p>	

Approved