

CRIMINAL JUSTICE COMMITTEE
PUBLIC DEFENDER
AGENDA
APRIL 27, 2015

Committee Members: Supervisors Dickinson, Kenny, Monroe, Vanselow, Brock, Seeber and Simpson

- I. Committee meeting called to order by Chairman
- II. Motion to approve the minutes of the prior meeting
- III. Action Agenda/New Business Items:
 1. Request to provide a stipend salary increase to the Public Defender and Assistant Public Defenders of \$3,600 each year beginning 1/1/2014 through 12/31/2016 provided by OILS grant C000552 which will be reimbursed at 100%.
- IV. Referrals/Pending Items:
 1. Committee to consider matters leading to the appointment of a Public Defender.
- V. Discussion Items:

None.
- VI. Privilege of the Floor to discuss any additional items to come before the Committee
- VII. Motion to adjourn

Attachments:

1. 2013 Public Defender Caseloads per County;
2. 2015 Public Defender Salaries per County;
3. Warren County Public Defender Salaries per Year;
4. Warren County District Attorney Salaries per Year;
5. Warren County District Attorney and Public Defender 2015 Salary Comparison; and
6. Warren County Public Defender Proposed Salary Adjustment 2015.

RESOLUTION REQUEST FORM NO. 20

MISCELLANEOUS

****Please List All Other Requests Not Covered by Previous Resolution Request Forms Here.
Please attach any backup information available and be as detailed as possible.***

DEPARTMENT NAME: Public Defender

DATE: 03/31/2015

- (a) Purpose of Request:
To provide a stipend salary increase to the Public Defender and Assistant Public Defenders of \$3,600 each per year beginning 1/1/2014 through 12/31/2016 provided by OILS grant C000552 which will be reimbursed at 100%.
- (b) Details:
**Public Defender: \$3,600 per year for 3 years
2nd Assistant Public Defender: \$3,600 per year for 3 years
3rd Assistant Public Defender: \$3,600 per year for 3 years
4th Assistant Public Defender: \$3,600 per year for 3 years
5th Assistant Public Defender: \$3,600 per year for 3 years**
- (c) Previous Resolution Number:
Resolution No. 58 of 2014 and Resolution No. 96 of 2015
- (d) Where are the Funds (if required)? List Budget Code, Object Code, Full Title* and Amount:
A.1171 110 Public Defender - Salaries- Regular

Sample: A.8021 470 Planning & Community Development – Contract

*** as listed in budget and LOGOS**

2013 Public Defender Caseloads per County

Case Type	Livingston	Saratoga	Essex	Cattaraugus	Warren	Washington
Family Court	547	1033	0	1967	354	211
Homicide	0	0	2	0	0	0
Felony	374	857	242	563	414	262
Other	617	3413	602	1900	1064	1079
Appeals	0	0	0	0	0	0
Pending:						
Trial	351	1062	285	808	332	not provided
Appeals	0	0	8	2	12	not provided

2015 Public Defender Salaries per County

Employee	Essex	Saratoga	Livingston	Schenectady	Washington	Cattaraugus	Warren
Public Defender	94,778	124,306	96,000	121,000	81,068	95,758	104,143
#1	63,752	99,008	49,950 (PT+)	107,000	48,777 (PT)	79,786/*86,907	83,640
#2	FT	79,170	75,850	96,000	48,777 (PT)	55,113/*61,629	56,838
#3	FT	80,626	69,125	69,600	48,777 (PT)	56,092/*61,629	54,196
#4	FT	84,812	60,825 (PT+)	69,600	48,777 (PT)	56,298/*61,629	52,443
#5	PT	90,272	32,050 (PT)	64,900	48,777 (PT)	52,020	51,638
#6	PT	90,272	26,900 (PT)	64,900	48,777 (PT)	51,000	-
#7	-	PT	-	60,000	48,777 (PT)	-	-
#8	-	PT	-	52,000	48,777 (PT)	-	-
#9	-	-	-	63,000 (PT)	-	-	-
#10	-	-	-	49,900 (PT)	-	-	-

*w/ OILS stipend

FT = Full -Time
 PT = Part-Time
 PT+ = 3/4 Time

**Where only FT or PT are indicated, no salaries were provided. All other salaries are full-time unless otherwise noted. **

**Warren County Public Defender
Salaries per Year**

Title	2007	2008	2009	2010	2011	2012	2013	2014	2015
Public Defender	92,534	96,098	99,299	99,299	99,299	99,299	99,299	102,101	104,143
#1 APD	61,392	63,854	66,390	66,390	66,390	66,390	66,390	80,000	83,640
#2 APD	49,995	51,708	53,831	53,831	53,831	53,831	53,831	55,724	56,838
#3 APD	46,060	47,648	49,291	49,291	49,291	49,291	51,291	53,133	54,196
#4 APD	38,317	39,646	47,960	47,960	47,960	47,960	49,607	51,415	52,443
#5 APD	N/A	N/A	46,832	46,832	46,832	46,832	48,832	50,625	51,638
Secretary	32,877	34,341	35,844	35,844	35,844	35,844	36,500	41,000	41,820
Investigator	20,028	20,028	20,028	20,026	20,026	20,026	20,026	20,800	21,216
OILS-Funded Secretary	N/A	34,500							

*Years 2007, 2008, and 2009 include Longevity increase

** Retention Salary Increase funds provided by OILS were available and paid in 2014 to #2 APD through #5 APD and Secretary totalling \$7,662 (not included in salary figures)

*** Retention Salary Increase funds provided by OILS available for 2015 for #2 APD through #5 APD in amount of \$3600 per APD (not yet paid and not included in salary figures)

**Warren County District Attorney and Public Defender
2015 Salary Comparison**

<u>Position</u>	<u>DA Salary</u>	<u>PD Salary</u>	<u>Difference</u>
DA/PD	152,500	104,143	48,357
#1 Assistant	91,401	83,640	7,761
#2 Assistant	81,634	56,838	24,796
#3 Assistant	70,300	54,196	16,104
#4 Assistant	69,280	52,443	16,837
#5 Assistant	55,721	51,638	4,083
#6 Assistant	52,520	N/A	N/A

**Warren County Public Defender
Proposed Salary Adjustment 2015**

Position	Salary	Increase (4.75%)	Adjusted Salary
#1 APD	66,390	3,154	69,544
#2 APD	56,838	2,700	59,538
#3 APD	54,196	2,574	56,770
#4 APD	52,443	2,491	54,934
#5 APD	51,638	2,453	54,091

**Salary Survey for Public Defender
March 30, 2015**

Sheet 1

	<u>POPULATION</u>	<u>COUNTY</u>	<u>SALARY</u>	<u># of FTR Ee's</u>	<u>TITLE</u>
1	18,361	Schuylar County	\$84,048	3	Public Defender
2	25,454	Yates County	\$69,277	3 PT	Public Defender
3	35,198	Seneca County	\$74,557	4PT inc PD	Public Defender
4	39,181	Essex County	\$94,778	5	Public Defender
5	42,622	Orleans County	\$68,553	4 PT	Public Defender
			\$78,243		
6	48,954	Greene County	\$75,799	6	Public Defender
7	49,363	Cortland County	\$88,827	7	Public Defender
8	49,916	Montgomery County	\$80,171	3	Public Defender
9	50,118	Chenango County	\$91,800	5	Public Defender
10	51,551	Franklin County	\$76,864	4	Public Defender
11	55,180	Fulton County	\$63,106	0 FT / 6 PT	Public Defender
12	59,993	Genessee County	\$94,633	8	Public Defender
			\$81,600		
13	61,917	Otsego County	\$63,470	1FT/6PT	Public Defender
14	62,550	Columbia County	\$80,000	4	Public Defender
15	63,165	Washington County	\$61,200	3	Public Defender
16	65,070	Livingston County	\$91,075	4	Public Defender
17	65,831	Warren County	\$104,143	7	Public Defender
18	79,832	Cattaraugus County	\$93,002	9	Public Defender
			\$82,148		
19	88,840	Chemung County	\$86,394	8	Public Defender
20	93,436	Wayne County	\$89,321	9	Public Defender
21	98,033	Steuben County	\$93,000	6	Public Defender
22	108,525	Ontario County	\$132,206	17	Public Defender
23	111,690	St Lawrence County	\$90,322	11	Public Defender
24	117,910	Jefferson County	\$108,223	10	Public Defender
			\$99,911		
25	134,368	Chautauqua County	\$75,000	7	Public Defender
26	155,058	Schenectady County	\$119,199	22	Public Defender
27	159,395	Rensselaer County	\$100,054	4	Public Defender
28	199,031	Broome County	\$96,841	21	Public Defender
29	220,882	Saratoga County	\$124,374	7	Public Defender
30	234,287	Oneida County	\$127,956	33	Public Defender
31	297,999	Dutchess County	\$131,827	37	Public Defender
32	303,565	Albany County	\$106,090	35	Public Defender
33	745,625	Monroe County	\$117,779	86	Public Defender
			\$111,013		

RESOLUTION REQUEST FORM NO. 2

Request to Appoint or Reappoint County Department Head

DEPARTMENT NAME: Public Defender

DATE: June 30, 2015

- (a) Name of Employee: **Marcy I. Flores**

- (b) If this is a Reappointment, list Employee No.:

- (c) If this is a Reappointment, please list the Resolution No. of the last appointment of this individual:

- (d) Address of Employee: **PO Box 373
Warrensburg, NY 12885**

- (e) Title of Appointment:
Public Defender

- (f) Effective Date of Appointment:
June 30, 2015

- (g) Termination Date of Appointment:
December 31, 2015

- (h) Annual Base Salary:
\$104,143.00

- (i) If this is a New Appointment, Name of Person Being Replaced:
John P. M. Wappett

- (j) If this is a New Appointment, Reason for Replacement:
John P. M. Wappett is retiring.

RESOLUTION REQUEST FORM NO. 20

MISCELLANEOUS

**Please List All Other Requests Not Covered by Previous Resolution Request Forms Here.
Please attach any backup information available and be as detailed as possible.*

DEPARTMENT NAME: Public Defender

DATE: April 27, 2015

(a) Purpose of Request:

To amend the salaries of the assistant public defenders and amend the Table of Organization for the Public Defender's Office.

To amend Flores to the salary of the Public Defender.

(b) Details:

Amend Flores to PD salary. Amend the 1st APD to \$66,390.00 with a increase of \$3,154.00 for an adjusted salary of \$69,544.00as listed on the attached chart.

Amend the 2nd APD, the 3rd APD, the 4th APD and the 5th APD salaries as listed on the attached chart.

(c) Previous Resolution Number:

Resolution 555 of 2014

(d) Where are the Funds (if required)? List Budget Code, Object Code, Full Title* and Amount:

A.1171 110 Public Defender- Salaries -Regular

Sample: A.8021 470 Planning & Community Development – Contract

* as listed in budget and LOGOS

WARREN COUNTY CRIMINAL JUSTICE COMMITTEE MEETING

April 27, 2015

PROBATION AGENDA BY ROBERT F. IUSI, JR. DIRECTOR

ACTION AGENDA/NEW BUSINESS

REQUEST RESOLUTION: To Amend County Budget to accept \$2,500 from the Warren-Washington Victim Impact Panel.

RATIONALE: The Warren-Washington Victim Impact Panel has granted our department funding to pay for Walter Joseph Lashway to facilitate our Addictive Thinking Group. Mr. Lashway had previously been employed by Conifer Park and his job duties included the Addictive Thinking Group.

REQUEST RESOLUTION: To extend contract with GOV PAYNET.

RATIONALE: GOV PAYNET offers a credit card payment option to Probationers to pay restitution and DWI Supervision fees. There is no cost to the county for this service.

REQUEST RESOLUTION: Authorization for Director of Probation Robert F. Iusi, Jr to attend 2015 NYS COPA Summer Conference and Training Seminar in Lake Placid from 6/29/15 to 7/1/15.

RATIONALE: Excellent opportunities for Director to attend conference that focuses on training, state-wide probation issues including funding and the opportunity to interact with State Director of Probation Robert Maccarone. Cost of conference is included in annual dues.

PENDING ITEMS

- Raise the age of Criminal responsibility from 16 to 18.

INFORMATION OF DISCUSSION

ATTACHMENTS

- Resolution Requests

RESOLUTION REQUEST FORM NO. 7

Request to Amend County Budget*

****If this is the result of a grant award, also complete and submit Form No. 5 or 6***

DEPARTMENT NAME: Probation

DATE: 4/27/15

- (a) Purpose of Amendment: **To accept \$2,500 from the Warren/Washington Victim Impact Panel in order to pay consultant Walter Joseph Lashway to facilitate three (3) session for the remainder of the year.**

- (b) Appropriation Code, Object Code, Full Title and Amount: **A. 3140, 473 Consultant- \$2,500.**

- (c) Revenue Code (with title), and Amount: **A.3140, 2713 Gifts and Donations - Probation - \$2,500.**

RESOLUTION REQUEST FORM NO. 4

Request for Extending, Rescinding or Amending Existing Contract

DEPARTMENT NAME: Probation

DATE: 4/27/15

- (a) Purpose of Contract Change: **To extend contract with GOV Paynet (Formerly known as Government Payment Services)**
- (b) Resolution Number, or Numbers if Amended, which Authorized the Original Contract: **R468-2009**
- (c) Name of Contractor: **Gov Paynet**
- (d) Address of Contractor: **7102 Lakeview Parkway West Drive, Indianapolis, IN 46268**
- (e) Contractor's Contact Person and Telephone Number: **Debby Dangle (888)561-7888**
- (f) Commencement Date of Extension: **7/16/15**
- (g) Termination Date of Extension: **7/16/16 with option of renewing for a period of up to 5 one year periods at no cost to the county.**
- (h) Payment Provisions: i) lump sum amount **N/A**
ii) hourly rate amount
iii) total amount not to exceed
iv) how will payments be made (i.e. monthly, quarterly, upon completion of the project, etc.)
- (i) Where are the Funds for this Contract? List Budget Code, Object Code, Full Title* and Amount: **OR** Capital Project **OR** Capital Reserve Project Number, and Title, and Amount: **N/A**

Sample: A.1010 470 Legislative Board – Contract \$xx.xx
Capital Project No. H289.9550 480 – Old Jail Renovations \$xx.xx

*as listed in budget and LOGOS

SCHEDULE "A"
AUTHORIZATION TO ATTEND MEETING OR CONVENTION

Check one:

- In-State (needs Supervisory Committee authorization)
 Out-Of State (needs Board resolution)

The Criminal Justice (Supervisory Committee) hereby authorizes Robert F. Iusi, Jr. (Employee Name)

to attend COPA Summer and Training Seminar (Name of meeting or organization)

at Crown Plaza Hotel and Conference Center, Lake Placid, NY (Address)

On 6/29-7/1/15 (Dates). Mode of transportation to be used County Vehicle (County Vehicle or Mass Transportation)

If the mode of transportation is **not** a county vehicle or mass transportation, please explain:

Proper documentation must be attached when submitting for approval.

(Please check documents attached)

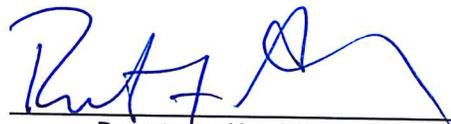
- Notice of meeting or convention including cost.

For Overnight Travel

Room rate \$ COPA Pays GSA* Rate \$ _____

Meal costs - GSA*per diem rate \$ _____
*www.gsa.gov

Date: 4/27/15



Department Head Signature

Date: _____

Committee Chairman Signature

Please refer to the Warren County Travel Policy and County Vehicle Use Regulations for general policy guidelines.

Please check to request a fleet vehicle.

REQUEST FOR USE OF FLEET VEHICLE

Filing Instructions:

1. Original with voucher to Auditor.
2. Copy to Frank Morehouse if fleet vehicle is needed.
3. Copy to Clerk of the Board with Resolution Request form if out-of-state travel.
4. Copy to Purchasing with Purchase Order, If required.
5. Copy to County Administrator if credit card will be used.

Lusi, Robert

From: Perretta, Francine <fmp2@westchestergov.com>
Sent: Tuesday, March 17, 2015 9:29 AM
To: Alan Frisbee; Ana Bermudez ; Andy Sicherman; Anthony White; Bill Connors; Bob Burns; Probation; Cathy Lane; Cheryl Crocker; Chris Rosno; Cynthia Licciardi; Daniel Kibler; Dave Corey; Dave marcoux; David Terry; David Tomidy; Deb Meyer; Denise Mclane; Denise Minton; Derek Miller; Feliz, Ysaias; Perretta, Francine; Garry Murphy; Gene Funicelli; Gerry Zimmerman; Jay Dewispelaere; Jeffery Rougeux; Jeffrey Mulinelli; Joan Kibler; Joanne Miller; Joe Mancini; John Cicchetti; John Fowle (jfowle@nassaucountyny.gov); John Griffin; Joy Bennett; Juliann Beatty; Karen Osborn; Kate Spaulding; Kathy Tower Bernstein; Kristen Leahy; Kristiansen Amy (probation@hamiltoncountyny.gov); Laura Bauer; Lisa Cutia; Lucille Sitterly; Lucy Taylor Welch; Lynne Mignemi; Mary Ellen Still; Mary Jo Burkhard ; mcLaughlin Brian ; Mel Mullins; Pat Buechel; Patrice Dlhopsky; Pozzi, Rocco; Rick Stevens; Robert Starks (starksrp@alleganyco.com); Scott Glueckert; Sharon Dawes; Stephine Fiorini; Steven Bayle; Timothy LePage; Timothy Michalak; Tom Narraway; Wilmot, Lorraine S.
Subject: Summer conference
Attachments: 2015 director reg form.doc

Hello All,

On behalf of the conference committee, I am attaching the registration form for our summer conference. It is being held at the Crowne Plaza in Lake Placid, NY on June 29,30 and July1, 2015.

As has been the case for a few years now, each dues paying member (director and deputy) will have their own room. If you have not yet paid your dues please do so ASAP. Your dues pays for your room and meals. (except dinner is on your own)

If you are brining guests, unless you upgrade your room, they will stay free in your room. The meal packages are outlined on the registration form. We broke out all the meals this year since some only want breakfast or lunch.

If you are coming in on Sunday night (we start with lunch on Monday) the cost of the room is \$129. You can share a room for that night if you want too. You need to include your check for \$129 for the room made out to COPA and include with your registration form.

You do not need to call the hotel! All reservations will come thru COPA. If you want to go earlier or stay later please let me know. But please remember this is Horseshow week in Lake Placid and the start of the 4th of July weekend so rooms after our conference may be tight.

We will have our golf outing on Monday afternoon and this year will have a kayak paddle around Mirror Lake. You can sign up for golf when you get there but I need to know how many kayaks to order so please check that off on your registration form if interested.

Dress is casual. We encourage you to bring the family. We need some new young COPA kids to keep our tradition going.

We will have a party on Tuesday night with or without any new retirees!! (none so far this year but the year is still young☺) We are going to have two honored guests which will remain a surprise as long as we can all keep a secret.

Please call with any questions. Your conference committee members are: Denise Minton, Mel Mullins, David Tomidy and me.

Happy St. Patrick's Day!!

Francine

Francine Perretta
Deputy Commissioner
Westchester County Department of Probation
111 Dr. Martin Luther King, Jr. Blvd.
White Plains, NY 10601
914-995-3503
914-995-6261 fax
FMP2@westchestergov.com
www.westchestergov.com/probation

A Force for Positive 
CHANGE.

**NEW YORK STATE COUNCIL OF PROBATION ADMINISTRATORS
COPA**

SUMMER CONFERENCE AND TRAINING SEMINAR

Crowne Plaza Hotel and Conference Center

Lake Placid, NY

June 29-30 and July1, 2015

REGISTRATION FORM FOR DIRECTORS/DEPUTIES

Name _____

Agency _____

Address _____

City _____ State _____ Zip _____

I will be arriving on Sunday and am including a check to COPA for extra night \$129 _____

I will be bringing guests: (# please) (Adults and Kids) _____

Please circle all that apply:

Meal tickets for adult Tuesday Breakfast 15.00 _____(total)

 Wednesday Breakfast 15.00

 Monday Lunch 22.00

 Tuesday lunch 22.00

Meal Tickets for kids (4-12) Tuesday Breakfast 10.00 _____(total)

 Wednesday Breakfast 10.00

 Monday lunch 11.00

 Tuesday lunch 11.00

Retirement Party for adult guests \$50 _____

I would like an Upgrade: cost for 2 nights

 King Lake View \$60

 King Fireplace or King Jacuzzi \$180

 Family Unit \$400

 Chalet \$300

Make checks payable to : **NYS COPA**

Golf _____ Kayaking _____

Mail this form with payment to : **Francine Perretta
Westchester County Probation
111 Dr. Martin Luther King Blvd.
White Plains, NY 10601**