

WARREN COUNTY BOARD OF SUPERVISORS

COMMITTEE: CRIMINAL JUSTICE & PUBLIC SAFETY

DATE: SEPTEMBER 18, 2017

COMMITTEE MEMBERS PRESENT:

SUPERVISORS: MONTESI
GERAGHTY
GIRARD
BROCK
BRAYMER
SEEBER
MACDONALD

OTHERS PRESENT:

JASON CARUSONE, ACTING DISTRICT ATTORNEY
ROBERT IUSI, PROBATION DIRECTOR
MARCY FLORES, PUBLIC DEFENDER
JOY LAFOUNTAIN, ASSIGNED COUNCIL ADMINISTRATOR
REPRESENTING THE OFFICE OF EMERGENCY SERVICES:
BRIAN LAFLURE, FIRE COORDINATOR/DIRECTOR
AMY HIRSCH, EMERGENCY SERVICES COORDINATOR
SHAWN LAMOUREE, WARREN COUNTY UNDERSHERIFF
CHARLES WALLACE, ADMINISTRATOR, FIRE PREVENTION AND BUILDING
CODE ENFORCEMENT
BRIAN REICHENBACH, COUNTY ATTORNEY
BENJAMIN BOTELHO, SECOND ASSISTANT COUNTY ATTORNEY
SARAH MCLENITHAN, DEPUTY CLERK OF THE BOARD
FRANK E. THOMAS, BUDGET OFFICER
SUPERVISORS MCDEVITT
LEGETT
SOKOL
STROUGH
PAULETTE HAYES, SECRETARY TO THE DISTRICT ATTORNEY
ERIN BROTHERS, SECRETARY TO THE PUBLIC DEFENDER
ADAM STEPHENSON, PROBATION SUPERVISOR
DON LEHMAN, *THE POST STAR*
MOLLY GANOTES-GLEASON, LEGISLATIVE OFFICE SPECIALIST

COMMITTEE MEMBERS ABSENT:

SUPERVISORS: SIMPSON
VANSELOW

Please note, the following contains a summarization of the September 18, 2017 meeting of the Criminal Justice & Public Safety Committee; the meeting in its entirety can be viewed on the Warren County website using the following link: <http://www.warrencountyny.gov/gov/comm/Archive/2017/criminal/>

Mr. Montesi called the meeting of the Criminal Justice & Public Safety Committee to order at 10:48 a.m.

Motion was made by Mr. Girard, seconded by Mr. Brock and carried unanimously to approve the minutes of the previous Committee meeting, subject to correction by the Clerk of the Board.

Privilege of the floor was extended to the Honorable Gary Hobbs, *Glens Falls City Court Judge*, who spoke regarding centralized arraignments in Warren County. He informed in 2010 the Court of Appeals of New York State decided a case titled Hurrell-Harring vs. The State of New York where it was decided at initial arraignment the defendant had the right to have an attorney present. He indicated later he spoke to Judge Marx, *Chief Administrative Judge for the State of New York*, regarding new legislation to create Centralized Arraignment Courts. He explained this allowed Town, Village and City court judges to arraign defendants out of their jurisdiction and anywhere in the County. He indicated the District Attorney and Public Defender would not have to travel around the County and the Constitutional rights of the defendants would be enforced. He notified County Law 722E was created to provide reimbursement to the counties for the operation of the Centralized Arraignment Courts if they had an approved plan. A brief conversation ensued.

Privilege of the floor was extended to Charles Wallace, *Administrator, Fire Prevention & Building Code Enforcement*, who distributed copies of his meeting agenda to the Committee members; *a copy of the agenda is on file with the meeting minutes*. Mr. Wallace proceeded to address his sole agenda item which pertained to a review of his department's 2018 Budget Request, as included in the agenda packet. Mr. Wallace reviewed the Budget Request in detail and answered questions posed by the Committee.

There being no further Fire Prevention & Building Code Enforcement business to discuss, privilege of the floor was extended to Jason Carusone, *Acting District Attorney*, who distributed copies of his meeting agenda to the Committee members; *a copy of the agenda is on file with the meeting minutes*.

Commencing his agenda review, Mr. Carusone addressed Action Agenda/New Business Item 1, which pertained to a review of his department's 2018 Budget Request, as included in the agenda packet. Mr. Carusone reviewed the Budget Request in detail and answered questions posed by the Committee.

Mr. Carusone resumed the agenda review, presenting the remaining items listed under the Action Agenda/New Business section of his agenda, as follows:

2. Request to submit a grant application to New York State Division of Criminal Justice Services for Aid to Prosecution Grant AP17-1013-E00, in the amount of \$38,172, for a term to commence October 1, 2017 and terminate September 30, 2018;
3. Request to submit a grant application to New York State Division of Criminal Justice Services for Legislative Initiatives Grant LG17-1195-D00, in the amount of \$15,000, for a term to commence October 1, 2017 and terminate September 30, 2018;
4. Request to submit a grant application to New York State Division of Criminal Justice Services for Crimes Against Prosecution (*CARP*) Grant Contract No. C444472, in the amount of \$59,600, for a term to commence January 1, 2017 and terminate December 31, 2018.

Motion was made by Mr. MacDonald seconded by Ms. Braymer and carried unanimously to approve the requests as outlined above and the necessary resolutions were authorized for the October 20th Board Meeting. *Copies of the resolution request forms are on file with the minutes*.

There being no further District Attorney business to discuss, privilege of the floor was extended to Marcy Flores, *Public Defender*, who distributed copies of her agenda to the Committee members. *A copy of the agenda is on file with the meeting minutes*.

Commencing her agenda review, Ms. Flores noted that because the discussion on after hours arraignments had occurred earlier in the meeting, she would begin with Action Agenda/New Business Item 2, which pertained to a review of her department's 2018 Budget Request, as included in the agenda packet. Ms. Flores reviewed the Budget Request in detail and answered questions posed by the Committee.

Ms. Flores concluded her agenda review by presenting a request for Lynn Pucciarelli, Esq., *7th Assistant Public Defender*, to attend the National Association of Criminal Defense Lawyers 8th Annual Zealous Advocacy in Sexual Assault & Child Victim Cases Conference in Las Vegas, Nevada on November 15-18, 2017, at no cost to the County.

Motion was made by Mr. Girard, seconded by Mr. MacDonald and carried unanimously to approve the request to

authorize out-of-State travel as outlined above and the necessary resolution was authorized for the October 20, 2017 Board Meeting. *A copy of the resolution request form is on file with the minutes.*

There being no further Public Defender business to discuss, privilege of the floor was extended to Joy LaFountain, *Assigned Council Administrator*, who distributed copies of her meeting agenda to the Committee members; *a copy of the agenda is on file with the meeting minutes.* Ms. LaFountain proceeded to address her only agenda item which pertained to a review of her department's 2018 Budget Request, as included in the agenda packet; she reviewed the Budget Request in detail and answered questions posed by the Committee.

There being no further Assigned Counsel business to discuss, privilege of the floor was extended to Robert Iusi, *Probation Director*, who distributed copies of his meeting agenda to the Committee members; *a copy of the agenda is on file with the meeting minutes.*

Mr. Iusi began his agenda by presenting the following requests:

- 1) To fill the vacant position of Probation Officer Trainee #1, *Annual Base Salary \$41,158*, due to retirement.

Motion was made by Ms. Braymer, seconded by Mr. Girard and carried unanimously to approve the request and forward same to the Personnel & Higher Education Committee for reporting purposes. *A copy of the Notice of Intent to Fill Vacant Position form is on file with the minutes.*

- 2) For a transfer funds in the amount of \$17,672.88 from Budget Code A.3140.110, *Probation-Salaries-Regular*, to Budget Code A.3143.110, *Probation-Pre-Trial Salaries Regular*.

Motion was made by Mr. Girard, seconded by Mr. Brock and carried unanimously to approve the request for a transfer of funds as outlined above and to forward same to the Finance Committee. *A copy of the Request for Transfer of Funds form is on file with the minutes.*

Concluding his agenda review, Mr. Iusi presented his department's 2018 Budget Request, as included in the agenda packet, and answered questions posed by the Committee.

There being no further Probation business to discuss, privilege of the floor was extended to Brian LaFlure, *Fire Coordinator/Director, Office of Emergency Services (OES)*, who distributed copies of his meeting agenda to the Committee members. *A copy of the agenda is on file with the meeting minutes.*

Commencing his agenda review, which consisted only of two items under the Information for Discussion/Review portion of the agenda, Mr. LaFlure reviewed in detail his department's 2018 Budget Requests, as included in the agenda packet, and answered questions posed by the Committee.

Mr. LaFlure concluded his agenda review by informing the Committee the OES was in need of a new hazmat truck which he estimated would cost about \$56,000. A brief discussion ensued following which a motion was made by Mr. Girard, seconded by Ms. Braymer and carried by majority vote, with Mr. MacDonald voting in opposition, to refer the purchase to the Budget Officer for consideration.

There being no further OES business to discuss, privilege of the floor was extended to Shawn Lamouree, *Warren County Undersheriff*, who distributed copies of his agenda to the Committee members. *A copy of the agenda is on file with the meeting minutes.*

Commencing his review, Undersheriff Lamouree presented the following Action Agenda items:

- A. Request for a new contract with Tyler Technologies in an amount not to exceed \$80,611 to provide Softcode Software and maintenance for the Civil Division for a term commencing upon execution by both parties and to continuing until terminated by either party with or without cause.

Motion was made by Mr. Geraghty seconded by Mr. Girard and carried unanimously to approve the request and the necessary resolution was authorized for the October 20th Board Meeting. *A copy of the resolution request form is on file with the minutes.*

- B. Request to delete the positions of Computer Programmer and Computer Technician from the Sheriff's Office Salary Schedule and Departmental Table of Organization as both were transferred to the Information Technology Department earlier in the year.

Motion was made by Mr. Geraghty, seconded by Ms. Braymer and carried unanimously to approve the request as outlined above and refer same to the Personnel & Higher Education Committee. *A copy of the resolution request is on file with the minutes.*

- C. Request for a transfers of funds between various funds totaling \$188,708.

Motion was made by Mr. Geraghty, seconded by Ms. Braymer and carried unanimously to approve the request and to forward same to the Finance Committee. *A copy of the Request for Transfer of Funds form is on file with the minutes.*

Undersheriff Lamouree informed there were currently two vacant Corrections Sergeant positions and four Correction Officer positions had been filled since August. He also pointed out Corrections overtime expenses as of September 15, 2017 totaled \$453,954.36.

Concluding his agenda review, Undersheriff Lamouree reviewed in detail the 2018 Budget Requests submitted by the Sheriff's Office, as included in the agenda packet, and he answered questions posed by the Committee.

Mr. Montesi exited the meeting at 12:28 p.m. at which point Mr. Geraghty, as Vice Chair, assumed the Chair.

As there was no further business to come before the Criminal Justice & Public Safety Committee, on motion made by Ms. Braymer and seconded by Mr. MacDonald, Mr. Geraghty adjourned the meeting at 12:37 p.m.

Respectfully submitted,
Molly Ganotes-Gleason, Legislative Office Specialist