

WARREN COUNTY BOARD OF SUPERVISORS

COMMITTEE: CRIMINAL JUSTICE & PUBLIC SAFETY

DATE: JUNE 21, 2022

COMMITTEE MEMBERS PRESENT:

SUPERVISORS: GERACI
BRAYMER
SEEBER (ZOOM/IN PERSON)
DICKINSON
DRISCOLL
MCDEVITT
DIAMOND

OTHERS PRESENT:

REPRESENTING THE ASSIGNED COUNSEL OFFICE:
JOY LAFOUNTAIN, ADMINISTRATOR
ROBERT GREGOR, SUPERVISING ATTORNEY
ROBERT IUSI, DIRECTOR, PROBATION
ANN MARIE MASON, DIRECTOR, OFFICE OF EMERGENCY SERVICES
JIM LAFARR, SHERIFF
REPRESENTING THE PUBLIC DEFENDER'S OFFICE:
GREG CANALE, PUBLIC DEFENDER
ERIN BROTHERS, DATA OFFICER , ILS
KEVIN B. GERAGHTY, CHAIRMAN OF THE BOARD
RYAN MOORE, COUNTY ADMINISTRATOR
LARRY ELMEN, COUNTY ATTORNEY
AMANDA ALLEN, CLERK OF THE BOARD
FRANK E. THOMAS, BUDGET OFFICER
SUPERVISORS FRASIER (VIA ZOOM)
HOGAN (VIA ZOOM)
LEGGETT (VIA ZOOM)
MAGOWAN
MERLINO
TAMMIE DELORENZO, ASSISTANT TO THE COUNTY ADMINISTRATOR
DON LEHMAN, DIRECTOR OF PUBLIC AFFAIRS
LESLIE LOVELACE, SECRETARY TO THE CLERK OF THE BOARD

Please note, the following contains a summarization of the June 21, 2022 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: <https://warrencountyny.gov/mma>

Note: Pursuant to New York State Legislation (S.50001/A.40001): *“Notwithstanding the provisions of article 7 of the public officers law to the contrary, any state agency, department, corporation, office, authority, board, or commission, as well as any local public body, or public corporation as defined in section 66 of the general construction law, or political subdivisions as defined in section 100 of the general municipal law, or a committee or subcommittee or other similar body of such entity, shall be authorized to meet and take such action authorized by law without permitting in public in-person access to meetings and authorize such meetings to be held remotely by conference call or similar service, provided that the public has the ability to view or listen to such proceeding and that such meetings are recorded and later transcribed”. All of the Committee members in attendance were physically present, aside from Ms. Seeber who began her attendance virtually and later joined the meeting in person.*

Mr. Geraci called the meeting of the Public Safety Committee to order at 9:00 a.m.

Motion was made by Mr. McDevitt, seconded by Mr. Driscoll and carried by a unanimous vote of those present (*Ms. Braymer and Messrs. Dickinson and Diamond absent*) to approve the minutes of the previous Committee meeting, subject to correction by the Clerk of the Board.

Copies of the Assigned Counsel, Probation, Office of Emergency Services (*OES*), Sheriff and Public Defender agendas were distributed to those in attendance, those participating remotely accessed the agendas via the Warren County website. *Copies of the agendas are on file with the meeting minutes.*

The Committee began with a review of the Assigned Counsel agenda which included a request to authorize a Memorandum of Understanding for Collaborative Assigned Counsel Panel Services with Albany, Saratoga and Schenectady Counties.

Mr. Diamond entered the meeting at 9:03 a.m.

Motion was made by Mr. Driscoll and seconded by Ms. Seeber to approve the request; following discussion, Mr. Geraci called the question and the motion was carried by a majority vote of those present (*Ms. Braymer and Mr. Dickinson absent*) with Mr. Diamond abstaining, to approve the request as outlined above and the necessary resolution was authorized for the July 15th Board meeting. *A copy of the resolution request form is on file with the minutes.*

Mr. Dickinson entered the meeting at 9:05 a.m.

There being no further Assigned Counsel business to discuss, the Committee moved on to review the Probation Department agenda which included the following requests:

- 1) To authorize a new contract Washington County Alternative to Incarceration Agency in an amount not to exceed \$10,000 to provide restorative justice services.

Mr. Dickinson exited the meeting at 9:06 a.m.

- 2) To authorize a new contract with Mediation Matters in an amount not to exceed \$10,000 to provide restorative justice services.

Motion was made by Mr. McDevitt, seconded by Mr. Driscoll and carried by a unanimous vote of those present (*Ms. Braymer and Mr. Dickinson absent*) to approve the requests as outlined above and the necessary resolutions were approved for the July 15th Board meeting. *Copies of the resolution request forms are on file with the minutes.*

Ms. Braymer entered the meeting at 9:07 a.m. and Mr. Dickinson re-entered the meeting at 9:07 a.m.

- 3) To authorize a Memorandum of Understanding with The AIDS Council of Northeastern New York dba Alliance for Positive Health for narcan training and supplies.

Motion was made by Mr. Driscoll, seconded by Mr. McDevitt and carried unanimously to approve the request as outlined above and the necessary resolution was authorized for the July 15th Board meeting. *A copy of the resolution request form is on file with the minutes.*

- 4) To authorize a one-time payment in the amount of \$160 to Anthony Rodriguez for Spanish translation services.

Motion was made by Mr. Dickinson and seconded by Mr. Driscoll to approve the request; following discussion Mr. Geraci called the question and the motion was carried unanimously to approve the request as outlined above and the necessary resolution was authorized for the July 15th Board meeting. *A copy of the resolution request form is on file with the minutes.*

There being no further Probation business to discuss, the Committee moved on to review the Office of Emergency Services (OES) agenda which included the following requests:

- 1) To amend Resolution No. 176 of 2022 to remove and replace members of the Warren County EMS Advisory Board.

Motion was made by Mr. McDevitt, seconded by Mr. Driscoll and carried unanimously to approve the request as outlined above and the necessary resolution was authorized for the July 15th Board meeting. *A copy of the resolution request form is on file with the minutes.*

- 2) To adopt the Warren County Excessive Heat Plan.

Motion was made by Mr. McDevitt and seconded by Ms. Braymer to approve the request; following discussion, Mr. Geraci

called the question and the motion was carried unanimously to approve the request and the necessary resolution was authorized for the July 15th Board meeting. *A copy of the resolution request form is on file with the minutes.*

Regarding the Information for Discussion/Review the following were discussed:

- Community Emergency Response Team (CERT). It was advised they were looking to create a CERT team composed of volunteers in the Community and County.
- Warren County OES Mobile App. It was advised three companies had been reviewed and one plan had more functionality and the lowest cost and more information would be shared at future meetings.
- A Citizen Preparedness training class which was not on the agenda, taught by the American Red Cross would be held on July 21, 2022 in the Human Services Building from 6:00 - 8:00 p.m.

There being no further Office of the Emergency Services business to discuss, review of the Sheriff agenda commenced with the following requests:

1. To create the positions of Patrol Officer #71, *Annual Salary \$45,854*, and Patrol Officer #72, *Annual Salary \$45,854*.

A lengthy discussion ensued with regard to the need for the additional positions and the Security Officer positions, during which a motion was made by Mr. Driscoll and seconded by Mr. Dickinson to approve the request, as presented.

Ms. Seeber joined the meeting physically at 9:25 a.m.

Mr. Dickinson stepped away from the meeting from 9:35 a.m. until 9:37 a.m.; he exited the meeting at 9:50 a.m. and did not return.

At the conclusion of discussion, Mr. Geraci called the question on the aforementioned motion which failed due to the lack of majority vote (*Mr. Dickinson absent*), with Ms. Braymer and Mr. Diamond voting in opposition and Ms. Seeber abstaining.

Ms. Braymer requested an executive session for the purpose of continuing discussions relating to the security of the Municipal Center Building. Larry Elmen, *County Attorney*, advised the reason for the executive session would be to discuss information relating to current or future investigation or prosecution of a criminal offenses which would imperil effective law enforcement if disclosed.

A motion was made by Ms. Seeber and seconded by Mr. McDevitt to refer the matter of installing magnetometers in the Municipal Building to the County Facilities Committee. The question was called and the motion was carried by a unanimous vote of those present (*Mr. Dickinson absent*).

2. To authorize a new contract with Great Escape Theme Park, LP to provide dedicated police services at Officer hourly overtime and fringe rates for a term commencing June 1, 2022 and remaining in full force and effect unless terminated by either party or amended by mutual agreement.

Motion was made by Mr. McDevitt, seconded by Ms. Seeber and carried by a unanimous vote of those present (*Mr. Dickinson absent*) to approve the request as outlined above and the necessary resolution was authorized for the July 15th Board meeting. *A copy of the resolution request form is on file with the minutes.*

Mr. Driscoll exited the meeting at 10:07 a.m.

Motion was made by Ms. Braymer, seconded by Mr. Diamond, and carried by a majority vote of those present (*Messrs. Dickinson and Driscoll absent*), with Mr. McDevitt voting in opposition, to enter into an executive session pursuant to Section 105(1)(c) of the Public Officer's Law, and to include the Sheriff.

Executive session was held from 10:09 a.m. until 10:47 a.m., Mr. Driscoll re-entered the meeting during the executive session at 10:10 a.m.

There being no further Sheriff business to discuss, review of the Public Defender agenda commenced with the following requests:

1. To amend the Table of Organization and Salary Schedule to decrease the salary of 9th Assistant Public Defender from \$74,089 to \$71,988 effective retroactive to June 20, 2022.

Motion was made by Mr. Diamond, seconded by Mr. McDevitt and carried by a unanimous vote of those present (*Mr. Dickinson absent*) to approve the request as outlined above and refer same to the Personnel, Administration & Higher Education Committee. *A copy of resolution request form is on file with the minutes.*

2. To fill the vacant position of Assistant Public Defender (6), *Annual Salary \$65,295*, effective July 18, 2022.
3. To amend the Table of Organization and Salary Schedule to decrease the salary of the 6th Assistant Public Defender from \$70,806 to \$65,295 effective July 18, 2022.

Motion was made by Mr. Driscoll, seconded by Ms. Braymer and carried by a unanimous vote of those present (*Mr. Dickinson absent*) to approve the requests as outlined above and refer same to the Personnel, Administration & Higher Education Committee. *Copies of the resolution request form and Notice of Intent to Fill Vacant Position form are on file with the minutes.*

4. To amend the Table of Organization and Salary Schedule to create the position of Legal Clerk III, *Grade 10, Base Annual Salary \$40,784*, and delete the positions of Legal Clerk 3, *Grade 5, Base Annual Salary \$34,193*, and Investigator, *Annual Salary \$23,988 (p/t)*, effective July 18, 2022.
5. To fill the position of Legal Clerk III, *Grade 10, Base Annual Salary \$40,784*.

Motion was made by Mr. Driscoll and seconded by Mr. McDevitt to approve both requests, as outlined above; discussion ensued with regard to the deletion of the Investigator position, following which Mr. Geraci called the question and the motion was carried by a unanimous vote of those present (*Mr. Dickinson absent*) to approve the requests as outlined above and refer same to the Personnel, Administration & Higher Education Committee. *Copies of the resolution request form and Notice of Intent to Fill Vacant Position form are on file with the minutes.*

6. To amend the Table of Organization and Salary Schedule to decrease the salary of the Investigator position from \$23,988 to \$0. *Note: It was determined this item was not necessary and it was removed from the agenda.*
7. To amend the Table of Organization and Salary Schedule to increase the salary of the Confidential Secretary position from \$42,371 to \$44,913 (32 hours per week) effective July 18, 2022.
8. To fill the vacant position of the Confidential Secretary, *Annual Salary \$44,913* (32 hours per week) effective July 18, 2022.

Motion was made by McDevitt and seconded by Mr. Driscoll to approve Items 7 and 8, as outlined above; discussion ensued with regard to the position step increase, following which Mr. Geraci called the question and the motion was carried by a majority vote of those present (*Mr. Dickinson absent*) with Ms. Seeber abstaining, to approve the requests as outlined above and refer same to the Personnel, Administration & Higher Education Committee. *Copies of the resolution request form and Notice of Intent to Fill Vacant Position form are on file with the minutes.*

There being no further business to come before the Public Safety Committee, on motion made by Ms. Braymer, seconded by Mr. McDevitt and carried by a unanimous vote of those present (*Mr. Dickinson absent*), Mr. Geraci adjourned the meeting at 11:08 a.m.

Respectfully submitted,
Leslie Lovelace, Secretary to the Clerk of the Board