

**PROTECTIVE SERVICES COMMITTEE MEETING
PUTNAM COUNTY OFFICE BUILDING
ROOM #318
CARMEL, NEW YORK 10512**
Members: Chairman Gouldman & Legislators Gross & Wright

Tuesday **6:00p.m.** **September 13, 2016**

The meeting was called to order at 6:25p.m. by Chairman Gouldman who led in the Pledge of Allegiance. Upon roll call Legislator Gross and Chairman Gouldman were present. Chairman Gouldman stated that Chairwoman of the Legislature Ginny Nacerino would sit as a member of this Committee until Legislator Wright arrives. Legislator Wright arrived at 6:40p.m.

Item #3 – Approval/Protective Services Committee Meeting Minutes/July 13, 2016

The minutes were approved as submitted.

Item #4 - Approval/Grant Application/John T. Sloper Community Fund Grant Fall 2016 Cycle/Sheriff's Department

Sheriff's Captain O'Malley stated this funding will be used for emergency equipment such as AED (Automated External Defibrillator), NARCAN etc.

Chairman Gouldman made a motion to approve the Sheriff's Department Grant Application/John T. Sloper Community Fund Grant Fall 2016 Cycle; Seconded by Legislator Nacerino. All in favor.

Item #5 - Approval/Grant Application/2016 Critical Infrastructure Grant/Deputy Commissioner Bureau of Emergency Svcs. Lipton

Deputy Commissioner Bureau of Emergency Services Lipton stated that this is an annual Grant. He stated the amount is \$50,000, there is no match required from the County. He stated the Grant application is due this Friday, September 16th @ 5:00p.m. He stated the money will be used to enhance security at Building #3 on the Donald B. Smith Campus. He stated that they have applied for this grant many times and unfortunately have never gotten it. He stated they are of course hoping this is the year.

Legislator Nacerino questioned how he would define improving the security at the Donald B. Smith Campus.

Deputy Commissioner Bureau of Emergency Services Lipton stated that they are looking at Building #3, which currently has multiple entrances. He stated one step to improve security is to make one (1) or two (2) public entrances that the public would be directed to. He stated there would be barriers and different obstacles that people will need to pass through to gain access to the offices.

Chairman Gouldman made a motion to approve the Bureau of Emergency Svcs. Grant Application/2016 Critical Infrastructure Grant; Seconded by Legislator Gross. All in favor.

Item #6- Approval/Grant Application/First Aid Training/Deputy Commissioner Bureau of Emergency Svcs. Lipton

Deputy Commissioner Bureau of Emergency Svcs. Lipton stated the grant amount is \$2,500. He stated this is the first time they have seen this grant. He stated the money, if awarded, can be used towards AED, CPR training and or equipment. He stated they have already applied, in order to meet the deadline application date. He stated it was approximately two (2) weeks ago. He stated from the time that they received the notification of the grant opportunity there were approximately 14 days to submit.

Item #7- Approval/Grant Application/NYS STOP DWI – Foundation Grant for 2016-2017/Director Probation Funicelli

Director of Probation Gene Funicelli stated this is a small grant, the maximum amount would be \$10,000 for Putnam County. He stated the money is distributed based on the size of the County. He stated the money is provided by the Governor's Traffic Safety Committee and it goes through the NYS STOP-DWI Foundation. He stated the focus of this funding is called "crackdown enforcement", which addresses certain times of the year: Halloween, Thanksgiving, Christmas etc. He stated the maximum amount Putnam County can apply for is \$10,000. He stated he works with the Sheriff's Department, Town of Carmel and Kent Police Departments to have additional patrols on the specified times. He stated that the additional expenses, as a result of those patrols billing is sent to the Probation Department and he covers the cost with the DWI funding. He stated that it is not a lot of money, however, every little bit helps.

Chairman Gouldman made a motion to approve the Probation Department Gant Application/NYS STOP DWI Foundation Grant for 2016-2017; Seconded by Legislator Gross. All in favor.

Item #8 - Approval/Budgetary Amendment (16A059)/Correction to B. A. 16A026/Bureau of Emergency Services

Chairman Gouldman requested that Deputy Commissioner Lipton provide background to this request.

Deputy Commissioner Lipton stated he is not familiar with this item.

Legislative Auditor Michele Sharkey stated the purpose of this budgetary is to correct an accounting error.

Chairman Gouldman made a motion to approve Budgetary Amendment (16A059); Seconded by Legislator Gross. Two Ayes, One Recusal by Legislator Wright because his son is the Assistant Director of the Grantor Agency. Motion Carries.

Item #9- Approval/Budgetary Transfer (16A060)/Fund unavoidable travel expenses associated w/Re-Trial of People v. A. DiPippo

Legislative Counsel VanRoss recommended that Chairman Gouldman proceed with this agenda item carefully. He stated depending on what will be discussed there may need to be an Executive Session taken.

District Attorney Robert Tendy thanked Legislative Counsel for that caution. He stated that he is well aware of the caution and care that needs to be taken during this discussion. He stated basically the requested funding would be used to pay for the travel expenses of seven (7) possibly eight (8) witnesses. He stated to go into any more detail he would request that an Executive Session be called.

Chairman Gouldman stated the Committee will address the other items on the agenda and do the Executive Session at the end of the meeting.

Item #10-FYI/Budgetary Transfer (16T224)/Purchase Bullet Proof Vests for Law Enforcement Agencies/District Attorney Office

District Attorney Tendy this is funding from a “Safe Street Grant” that has been in the District Attorney’s budget since 2009. He stated his office has contacted the State to confirm that it is still an active Grant. He stated it was reported that that the money must be used on some law enforcement purposes. He stated that the decision has been made to use the money to purchase Bullet Proof Vests for members of the Probation Department, Carmel Police Department and the Sheriff’s Department. He stated that there will be a total of 16 Bullet Proof Vests purchased with the funding. He stated for the record he recommends that there be a “Grant Funds” budget line created. He stated it would make it easier to track those funds.

Item #11-FYI/National Child Passenger Safety Week Sept. 18–24th/National Seat Check Day Sept. 24th, 2016 – Duly Noted

Discussion regarding Other Business Items #12a. & 12b.:

Chairman Gouldman made a motion to Waive the Rules and approve the Other Business; Seconded by Legislator Gross.

Legislator Wright questioned when these documents were received.

Chairman Gouldman stated he received his tonight.

Legislative Auditor Sharkey stated that she has been having computer problems and these items were stuck in her system. She stated she did not know they were there. She stated if she had not received a question pertaining to these items today, she would never have known about these.

Legislator Wright questioned what the date of the correspondence for Hawkins, Delafield & Wood, LLP. He questioned Commissioner Carlin as to when he received the said correspondence from Dan Birmingham, regarding the \$180,000 Serial Bond for the Jail.

Commissioner Carlin stated it was August 25th or 26th. He questioned Auditor Sharkey for clarification that the document has been in her system sometime thereafter.

Auditor Sharkey stated probably since the beginning of September. However, she did not realize it until today, she apologized.

Chairman Gouldman questioned if Legislator Wright is in agreement to accept the item for consideration by the Committee.

Legislator Wright stated that he would. However he wanted to have a better understanding why a \$180,000 Bond Resolution is an additional item to the Committee as opposed to coming to the Legislature in the ordinary course of business.

Commissioner Carlin stated that he must take some blame for this. He stated the plan was for it to go through the regular channels, however sometimes things get stuck in the system. He stated at the Sheriff's Department 2017 proposed budget meeting with the Administration this matter was discussed. He stated the Sheriff's Department had the funding for this item in their 2017 Budget. However, after the level of importance was explained, the Administration stated it is so important to the security of the Jail, it should get done before 2017. He stated specifically it was decided at that meeting to get this request on the September Protective meeting for consideration. He stated he thought that he got it in the system way before the seven (7) day rule. He stated he has no explanation as to why it got jammed up in the system. He stated the goal was to get this done as soon as possible.

Legislator Wright stated there would be no cost implications this year whether it is done now or in November.

Commissioner Carlin stated not unless something breaks.

Sheriff's Captain O'Malley stated at this point, the system breaks down regularly. He stated that there would be a detriment to waiting until 2017. He stated the equipment that runs the entire facility: the touch screens, control of the gates, control of the doors etc., that is what is being discussed. He stated the current equipment is from 1995 and antiquated and not even serviceable. He stated two DVRs, that are part of this system, went down, and the Sheriff's Department was told by the repair company that the equipment is antiquated and cannot be fixed, and the system must be upgraded the system.

Chairman Gouldman questioned Captain O'Malley if the antiquated equipment poses a safety concern for the employees.

Captain O'Malley stated without a doubt. He stated also the potential for increased amounts of overtime is also a consideration.

Chairman Gouldman questioned how long would it take to upgrade the system.

Captain O'Malley stated the Sheriff's Department has been told it will take two (2) weeks. He stated for the record in 2007 some of the camera systems were upgraded. However, they are antiquated. He stated they are analogue and today everything is digital.

Legislator Albano stated that it is not logical, in his opinion, to put off the inevitable. He stated the Sheriff's Department is reporting that they need this. He stated he believes this Committee should move this forward.

Legislator Nacerino stated that she agrees with Legislator Albano. She stated she does not want to jeopardize the healthy, safety, and welfare of the Sheriff's Department staff.

Commissioner Carlin stated he would like to apologize again for the delay in getting this documentation to the Legislature in a timely manner. He stated that he should have followed through to make sure that the request had gotten to the Legislature.

Legislator Wright stated that he has still not heard really what warrants this as a crisis to be addressed now.

Commissioner Carlin stated this has been discussed for several years. He stated Sheriff Smith has actually put the Administration on notice for at least two (2) years.

Captain O'Malley stated that since the meeting with the Administration regarding this matter, two (2) more DVR has gone down that record all of the movement within the Jail Facility. He stated when the Sheriff's Department called to get them repaired, they were told it could not be done.

Legislator Wright confirmed he has no objection to the additional.

Item #12-Other Business

- a. Approval/\$180,000 Serial Bond –Jail Security Improvements/Sheriff's Department**

Chairman Gouldman made a motion to Approve \$180,000 Serial Bond-Jail Security Improvements to the Audit & Administration Committee; Seconded by Legislator Gross. All in favor.

- b. Approval/Budgetary Amendment (16A055) – Jail Security System/Sheriff's Department**

Chairman Gouldman made a motion to Approve Budgetary Amendment (#16A055) -Jail Security; Seconded by Legislator Gross. All in favor.

Continuation of Item #9- Approval/Budgetary Transfer (16A060)/Fund unavoidable travel expenses associated w/Re-Trial of People v. A. DiPippo

6:55p.m. Chairman Gouldman made a motion to go into Executive Session.

Legislator Wright questioned the substance of the motion to go into Executive Session. He stated after reading the correspondence from District Attorney Tendy, it is his belief that the Legislature has enough information in regards to this request for funding. He stated he does not believe there is any further information needed. He stated he is not sure what can or should be said by District Attorney Tendy even in Executive Session. He stated if the other two (2) members of the Committee believe they need additional information in order for them to place their vote on this item, then they can vote for it. He stated he will not vote in favor of an Executive Session.

District Attorney Tendy stated the letter he sent as backup to this request communicates the general need for the expenses. He stated again, if more specifics are required it will warrant a discussion in Executive Session.

Chairman Gouldman referred to his colleagues if they needed more detail to this request. It was agreed that no further information was needed.

Legislator Wright made a motion to Approve and Move Budgetary Transfer (16A060)/Fund unavoidable travel expenses associated w/Re-Trial of People v. A. DiPippo in the amount of \$25,000 to the Audit and Administration Committee; Seconded by Legislator Gross. All in favor.

Item #13 -Adjournment

There being no further business, at 7:00 p.m., Chairman Gouldman made a motion to adjourn; seconded by Legislator Gross. All in favor.

Respectfully submitted by Deputy Clerk of the Legislature Diane Trabulsky.