

**PROTECTIVE SERVICES COMMITTEE MEETING
PUTNAM COUNTY OFFICE BUILDING
ROOM #318**

CARMEL, NEW YORK 10512

Members: Chairman Jonke & Legislators Nacerino & Sullivan

Wednesday

December 11, 2019

The meeting was called to order at 6:34PM by Chairman Jonke who requested that Legislator Sullivan lead in the Pledge of Allegiance. Chairman Jonke requested at the conclusion of the Pledge of Allegiance for all to remain standing and offer a moment of silence. He stated December 10th there was an anti-Semitic and anti - Police attack in Jersey City, which left (1) one Police Officer and (3) three civilians dead. He requested everyone please take a moment and remember these people. Upon roll call Legislators Nacerino & Sullivan and Chairman Jonke were present.

Item #3 - Discussion/ Approval/ Resolution Imploring NYS To Immediately Amend Or Delay Implementation Of Bail and Discovery Reform Laws That Will Endanger The People Of New York And Reverse Decades Of Bipartisan Progress in Reducing Crime/ Legislator Toni Addonizio

Chairman Jonke invited District Attorney Tandy to speak to this matter to provide his professional background and recommendation regarding this matter.

District Attorney Tandy stated New York State is set to implement on January 1, 2020 Bail Reform Laws and Discovery Reform Laws. He stated he is aware that this Legislature Board is considering the approval of a Resolution that would request a delay of and suspend the implementation of these laws. He stated a lot of Counties are taking the same action. He stated when the laws were written and posted, in a very quick process, it was done without any input from any of the District Attorneys in New York State or Law Enforcement. He stated it was immediately recognized there is an entire host of dangerous factors in these laws, particularly in Bail Reform. He offered a few examples of cases that Bail will no longer would be permitted to be set on. He stated he implores this Legislature to pass this resolution and he requested the Press to get the word out. He stated that the District Attorneys' Association of New York was trying to inform the State Legislators what they were considering was not a good idea, and they asked to be allowed to address the State Legislators. He stated unfortunately that did not happen. He is in full support of this Legislature's approval of this resolution.

Chairman Jonke made a motion waive the rules and accept the additional; Seconded by Legislator Nacerino. All in favor.

Chairman Jonke accepted an email from District Attorney Tandy regarding agenda item #3. He stated his appreciation to District Attorney Tandy for being present to bring his professional insight to this very important matter. He stated he believes this Legislature should move quickly on this and let our State representatives know how Putnam County feels about this.

Legislator Nacerino stated such a law is very scary, because it threatens a civil society.

District Attorney Tandy stated that is correct.

Legislator Addonizio questioned how this would affect Putnam County's Drug Court.

District Attorney Tandy stated it will have serious adverse effects on the County's Drug Court program.

Legislator Sayegh stated she had a discussion with a local Defense Attorney who also agrees, this is not a law that should be implemented. She stated the Defense Attorney went as far to say that it will take a tragic event to occur as a result of the new law, to force a change.

Legislator Montgomery stated that the hope is the passing of this resolution and sending it to Albany will have some affect. She stated unfortunately she is not confident based on past resolutions that have been sent to Albany. She questioned what amendments need to be requested to make this a better law.

District Attorney Tandy stated that there is something missing. He stated unfortunately the statement that Legislator Sayegh made, there will be a tragic incident that will happen and that will be what will wake somebody up.

Legislator Montgomery stated hopefully that will not happen. She stated hopefully after the County sends this resolution to Albany a meeting will occur and Putnam County could come compile and send to Albany suggested amendments to the law to make it better.

Legislator Sullivan stated he has spoken to Putnam's elected officials in Albany and we all have communicated how we feel about this matter. He stated it is now a matter of the Governor making and approving changes. He stated the Governor seems to be the one who is in favor of the current law.

District Attorney Tandy stated that is correct.

Legislator Montgomery stated that she believes there will be a time when amendments will be made to this law. She stated at that time she would like the County's District Attorney and Sheriff's opinion as to what we would like to see in the amendments.

District Attorney Tandy stated every Senator and Assembly person he spoke to, regardless of how they voted on it, did not read the law that was replaced. He stated the law that was replaced was a very forward-thinking law. He stated the Bail Reform Laws, in his opinion, were problematic because Judges and certain Defense Attorneys were just not doing their jobs. He stated the Discovery Law needed a lot of reform, but they took it too far, again this is his opinion. He stated minor tweaks to the Bail Reform would have fixed it fine.

Legislator Nacerino stated the resolution before this Committee speaks to the perils of the legislation put forth. She stated the body of the resolution contains some of the things that

should be reconsidered and reviewed again in terms of what the consequences of said legislation may be.

District Attorney Tendy stated that is correct.

Jerry Ravnitzky, resident, questioned if there are any ideas as to how to change the law to make it more fair and appropriate.

District Attorney Tendy stated that the purpose of Bail in New York State has always been to assure that a person came back to Court. He stated a high bail could only be set if the person was considered a risk to flee, and that risk was proven before a Judge. He stated the only way to change the new law is to have the NYS Legislature recognize their new law is changing the purpose of Bail in the State of New York. He stated the new law makes Bail now punitive with regards to some charges because of the seriousness of the crime. He stated in his opinion that is not wise. He provided an overview of how the process used to work.

Jerry Ravnitzky, resident, stated he wants the law to be fair on all sides.

Andrew DeStefano, Town of Patterson resident, stated the Governor of New York recently made a statement, "I wasn't going to see another year pass without criminal justice reform." He stated based on that statement he does not believe this law was very well thought through. He stated his opinion is that the Governor is working to appeal to the residents of New York City. He continued to express his opinion on the Bail Reform Law, which he was not in favor of in its current form. He stated that he does support the Putnam County Legislature sending a letter to New York State expressing concern.

Sheriff Langley requested permission to submit to the Committee from Queens Senior Executive District Attorney James Quinn a list of crimes that people would just get an appearance ticket on under the new Bail Reform Law.

Chairman Jonke made a motion to waive the rules and accept the additional; Seconded by Legislator Nacerino. All in favor.

Chairman Jonke made a motion to approve Resolution Imploring NYS To Immediately Amend Or Delay Implementation Of Bail and Discovery Reform Laws That Will Endanger The People Of New York And Reverse Decades Of Bipartisan Progress in Reducing Crime; Seconded Legislator Nacerino. All in favor.

Item #4 - Approval/ Fund Transfer (Revised: 19T360)/ Four (4) License Plate Readers for the Cold Spring Police Department/ District Attorney Robert Tendy (Tabled from the November 19th Protective Svcs. Committee Mtg.)

Chairman Jonke stated this matter was discussed at the November Protective Services Meeting. He stated that the he and his Committee members and colleagues on the Legislature wanted to hear from District Attorney Tendy regarding the use of License Plate Readers.

District Attorney Tendy stated a License Plate Reader (LPR) is a digital camera that captures an image of a license plate. The image is sent to a software program that reads the plate number, and it creates a record of GPS coordinates, identifying the exact time and place of where the plate was and is then stored in a data base of tens of thousands of license plates. He stated people have a fear that the information will be used for illegal purposes. He stated all tools can be abused. He stated the real point is LPRs are truly very useful law enforcement tools. He stated they are used on amber alert situations, to solve homicides, for various kidnappings, on drug trafficking cases, they are used in a whole host of situations legally and extremely effectively. He stated there have been some abuses noticed in Minnesota. He stated they could be abused. He stated that NYS has a proposed law. He stated he does not see it being passed anytime soon. He stated however, it is a prototype that Putnam County could use to create the County's requirements. He stated he is not in support of the proposed law in the State, in its current format. He provided his reasons for that. He stated that the Putnam County Sheriff's Department has a policy manual regarding Plate Readers. He stated that he believes the Sheriff's manual along with some of what is in the Assembly Law would result in an effective LPR protocol.

Captain James Babcock stated he had a discussion with the District Attorney about creating a working group with the District Attorney and making a presentation to the Legislators and involve the other Police Departments of the County. He stated this year alone the LPRs that the Sheriff's Department currently has, have been very successful in solving all sorts of crimes.

District Attorney Tendy stated the request is to fund the purchase of LPRs for the Cold Spring Police Department. He stated if the Legislators agree that they want to wait until a protocol is approved for the County that is fine. He stated if it is decided to table this request, that is fine as well. He stated there is a great need and use for LPRs. He continued to explain the need for LPRs. He stated again he is in support of having a protocol in place, because abuse can occur.

Chairman Jonke stated in the discussions with his colleagues of the Legislature there has been concern raised regarding the collection of all of this information without a plan in place. He stated that he recognizes this is a useful tool for law enforcement.

Legislator Sullivan stated we all agree the LPR is a useful tool. He appreciates the District Attorney's comments about waiting until there is a policy and procedure in place for the use, capture and storage of the data. He stated the County Executive took the funding out of the 2020 Budget because she feels very strongly about the LPRs and waiting to purchase them until there are policies and procedures in place around the collection, usage, storage and all of the other issues that come up with LPRs. He stated the Sheriff has explained to the Legislature on numerous occasions how they are helpful, and the Legislature agrees. He repeated that they want to make sure that they have the procedures and policies in place, before they are purchased. He stated he thanks District Attorney Tendy for offering to wait. He stated this matter will be tabled until the procedures and policies are in place. He stated once that is all done, then the Legislature will be happy to discuss going out to purchase the LPRs. He stated there is a lot of data that is captured on people through the use of the LPRs.

District Attorney Tendy stated it does not capture information on people, just the license plates.

Legislator Sullivan stated license plates can lead to the people. He stated there are many articles listing the pros and cons of the LPR.

District Attorney Tandy stated there are departments that are currently, lawfully using LPRs. He stated he believes it would be dangerous to tell law enforcement agencies to shut down their use of the LPRs.

Legislator Sullivan stated the Legislature has no plans to do that.

Captain Babcock stated the requested transaction tonight is to help the Cold Spring Police Department fund the purchase of LPRs.

Legislator Nacerino stated there has been discussion about this matter. She stated that there has been reluctance. She stated the Legislators understand the merits and the importance. She stated there are also conversely some other issues that might be problematic or perhaps not suitable for Putnam County.

District Attorney Tandy stated there are certain programs that have been brought to his attention and the County Executive's and believes the Sheriff as well. He stated they involve outside companies wanting to come into the County and install LPRs and use them as revenue generating devices. He stated many Counties and Towns have used them. He stated he is not sure that he is in favor of that. He stated that is not the same kind of use of an LPR that is being considered and discussed.

Legislator Nacerino stated that she was not implying that it was. She stated that she does have questions and believes it would be premature to approve this tonight. She stated she is in favor of tabling this tonight.

Legislator Sullivan read the following into the record: "License Plate Readers can serve a legitimate law enforcement purpose when they alert police to a location to a car associated to a criminal investigation. But such instances account for a tiny fraction of License Plate Reader scans. Too many Police Departments are storing millions of records about innocent drivers. Moreover, private companies are also using License Plate Readers and sharing the information they collect with Police Departments with little or no oversight or privacy protections. The lack of regulations means that policies governing how long our location data is kept very widely. Automatic License Plate Readers have the potential to create permanent records of virtually everywhere any of us have driven. Radically transforming the consequences of leaving your home to pursue private life and opening up many opportunities for abuse by the tracking of people's locations constitutes a significant invasion of privacy which can reveal many things about our lives such as what friends, doctors, protests, political events or churches a person may visit. In our society it is a core principal that government does not invade peoples' privacy and collect information about citizens innocent activities just in case they may do something wrong. Clear regulation must be put in place to keep the government from tracking our movement on a massive scale."

District Attorney Tandy stated he does not disagree with any of that statement.

Legislator Sullivan stated that is why the County wants to have the policies and procedures in place to prevent that type of use.

Legislator Nacerino stated that is what she was focusing on. She stated in a small County like Putnam County, the residents value their privacy. She stated the Legislators want to be able to see the full scope of this and understand it before placing a vote.

Sheriff Langley stated we can all agree that there needs to be a good solid procedure in place for the use of LPRs. He stated as a point of reference approximately 95% of the data gathered is never looked at. He stated when the LPR data is reviewed it is driven by a specific case, hence there would be a specific license plate that would be searched for. He stated it is a crime fighting tool.

Chairman Jonke stated no one is disputing the usefulness of the tool. He stated the concern is what happens to the 95% of the data that is not specific to a case.

Legislator Sullivan questioned and who would be looking at it.

Sheriff Langley stated that there is a SAM Grant for \$75,000 that was tabled by the Legislature in October. He stated it needs to be approved by the end of the year. He stated the money will not be spent until there is a solid policy. He stated he believes steps should be taken to safeguard this funding.

District Attorney Tandy verified that is a concern that the Sheriff's Department is in danger of losing the SAM grant.

Sheriff Langley confirmed that is correct.

Chairman Jonke questioned how long it will take for the Sheriff's Department to present a policy.

Captain Babcock stated that he has a copy with him tonight which he could submit to the Committee and a copy of the policy has been given to the District Attorney for his review.

Chairman Jonke made a motion to waive the rules and accept the additional; Seconded by Legislator Nacerino. All in favor.

Captain Babcock stated it does address the records retention policy. He confirmed this is the finalized draft policy. He stated it has not been published to their membership yet. He stated there are some procedures associated with it that they are still drafting. He stated that he has no doubt that they can come up with a policy that everyone will be in agreement of. He stated this is one of the best law enforcement tools he has seen in his career. He stated he would like to mention that anyone who drives in Westchester County and any major metropolitan city drives through probably a dozen LPRs. He stated that New York City has LPRs.

Legislator Sullivan stated there are some in the Town of Carmel. He stated that there are some in place and in use. He stated this discussion is addressing the proposal to add additional LPRs.

Legislator Albano stated that he would be in favor of approving this request tonight pending use of the LPR until a policy is in place. He stated that he sees that the advantages outweigh the disadvantages. He stated his smart phone tracks where he goes, it is the world we live in. He stated he agrees with securing the funds through the SAM Grant.

Legislator Montgomery stated through the Chair she recognized Officer-In-Charge Larry Burke from the Cold Spring Police Department. She stated she would like him to have an opportunity to speak to this matter and then she would like to present some questions.

Cold Spring P.D. Officer-In-Charge Larry Burke stated he is thankful for the opportunity to speak this evening. He stated there are no LPRs or surveillance of any kind the Western side of the County. He stated there is a main corridor that travels from Poughkeepsie to Beacon down through the traffic circle to Bear Mountain Bridge. He stated until a motorist enters into Westchester County or goes over the Bear Mountain Bridge there is no surveillance tool. He stated that is why he is requesting the LPRs for use by the Cold Spring Police Department. He stated he would like to caution that a delay in this process hinders the efficiency in tracking people. He stated recently there were two (2) residents of Cold Spring who have Alzheimer's were missing for two (2) days. He stated they would have been tracked based on the location that they want to put the LPRs. He stated they were found a day and a half later in Connecticut. He explained the LPRs are used as a law enforcement tool and are used to assist in locating individuals. He stated he would like to see this request approved this evening. He stated the Cold Spring P.D. would agree to wait until the requested LPR Policy is in place.

Chairman Jonke stated he is not sure that the Sheriff's Policy would have to be accepted by the Cold Spring P.D.

Legislator Sullivan stated that Legislative Attorney Robert Firriolo stated it could be a condition upon acceptance of the LPR Funding for the Cold Spring P.D. to agree to adhere to the Sheriff's LPR Policy.

Cold Spring P.D. Officer-In-Charge Larry Burke stated there would be no problem with that, and if things needed to be tweak as time progresses that would be addressed.

Legislator Montgomery questioned what the "partnership initiative" is referring to that is written on the Fund Transfer (19T360).

District Attorney Tendy stated the funding is coming from is Asset Forfeiture Budget.

Legislator Montgomery questioned if any funding was provided to the Town of Kent and or the Town of Carmel to purchase their LPRs.

District Attorney Tendy stated money was provided to the Town of Carmel.

Legislator Montgomery stated said funding was provided to the Town of Carmel to purchase LPRs and the Town of Carmel does not have a policy, or she restated, the Town of Carmel does not have the Sheriff's Department LPR Policy.

District Attorney Tandy stated it is not fair to say the agencies do not have a policy. He stated they all have a policy in the sense that it is illegal for any of the Officers to use the LPR information for any other purpose than what it is intended for. He stated it is correct that they do not have a County approved policy.

Legislator Montgomery stated LPRs were provided to the Town of Carmel, they are using them, they do not have a County policy, they probably have their own policy. She stated it is generous of Officer-In-Charge Larry Burke to say that they will adopt the County's policy. She stated that she believes that would also need to be reviewed and considered by the Mayor of Cold Spring and Village Board because they oversee the Cold Spring P.D. She questioned are we going to mandate that the Cold Spring P.D. use the County's LPR policy.

District Attorney Tandy stated he believes the discussion was that it would be contingent upon an agreement that there is a uniformed policy before the LPRs could be put into use.

Chairman Jonke conversed with Legislative Counsel as to the options available to the Committee in terms of handling this matter.

Legislator Sullivan stated he does not see the urgency to purchase the LPR in the next weeks or month or two. He stated he cannot imagine this policy could not get through the review of the County Attorney's Office within a couple of months leading to an eventual approval.

District Attorney Tandy stated this is an urgent matter for the Sheriff's Department because they could lose the SAM Grant funding.

Legislator Albano stated he is in favor of approving this and putting verbiage that the use of the LPRs is contingent on a Policy.

Legislator Sayegh stated that with Putnam County being designated as a high drug trafficking area in the State of New York and the Towns of Carmel and Kent already using LPRs she does not see a reason to keep Cold Spring from getting their LPRs.

Legislator Sullivan made a motion to Table the Fund Transfer (Revised: 19T360)/ Four (4) License Plate Readers for the Cold Spring Police Department to the first scheduled Protective Services Committee Meeting in 2020; Seconded by Chairman Jonke. All in favor.

Legislator Nacerino stated the Committee just tonight received the proposed LPR Policy. She stated that there was supposed to be a meeting with all of the Putnam County Police Department's which she does not believe has transpired. She stated in addition to all the points raised this evening there is still more work to be done. She stated the Committee Members recognize the merit. She stated she would venture to say in Cold Spring she does not know how

much crime has been committed to demonstrate a urgent need, preventing the Legislature from doing this systematically and correctly, as a policy making board.

Captain Babcock stated that he agrees with the District Attorney, that the need is now, they are used now, and every Law Enforcement Agency within New York State is using them. He stated it is a crime fighting tool. He stated he does not agree with delaying this approval for another couple of months until a retention policy is agreed upon. He stated his personal opinion is the decisions should be made to lean on the side of public safety and solving crimes. He stated he knows firsthand that LPRs in Putnam County have been responsible for solving crimes and saving lives. He strongly agrees with District Attorney Tandy, that this should be approved tonight, even if contingent on the approval of the LPR Policy.

Chairman Jonke explained he will now recess this meeting and the Personnel Committee Meeting will reconvene. He stated at the conclusion of the Personnel Meeting, this Protective Services Meeting will reconvene.

7:30PM

Chairman Jonke made a motion to Recess the Meeting; Seconded by Legislator Sullivan. All in favor.

8:20PM

Chairman Jonke made a motion to Reconvene the Protective Services Meeting; Seconded by Legislator Sullivan. All in favor.

Item#5 - Approval/ Authorization Agreement for a Countywide 700 MHZ Project- 25 Phase- 2 Trunked Radio System For The Period 2019 – 2030/ IT/GIS Director Tom Lannon

Chairman Jonke stated IT/GIS Director Tom Lannon is present to talk to this item. He stated that the Putnam County Trucking Radio System Project report was received at the Legislative Office on December 5, 2019 permitting time to review it. He stated that Captain Babcock and Bureau of Emergency Services Ken Clair, who are members of the Putnam Radio Committee along with Director Lannon, were present and invited to participate in the discussion and consideration of this matter. He stated, as a point of reference, this matter was reviewed and discussed at the November 19th Protective Services Meeting. He questioned if Director Lannon had anything additional he would like to add before this is opened up for discussion.

IT/GIS Director Tom Lannon stated that he believes all of the facts have been presented. He stated at this point they are requesting the Legislature's support which will allow the Putnam County Radio Project to move forward. He stated that there are grants that are getting ready to expire. He stated the County needs this new system.

Chairman Jonke requested that Director Lannon be specific in terms of the amount of grant funding and when the application is due.

IT/GIS Director Tom Lannon stated Motorola is offering \$1.2 million in incentives that must be enacted before the end of 2019. He stated that there is another grant in the amount of approximately \$1.4 million. He stated the funding will be lost if the appropriate action is not taken before the end of 2019.

Chairman Jonke stated that the contract has been agreed to.

IT/GIS Director Tom Lannon stated a bid was done by the County and Motorola won the bid.

Legislator Nacerino stated there has been a lot of discussion and the Legislators understand the importance and the necessity of this. She stated she is in full support.

Legislator Sullivan stated this matter has been thoroughly discussed over many years. He stated it is all about the safety and security of our first responders, Sheriff's Officers, Local Police Departments, the Fire Departments and the School Districts. He stated many will benefit from this significant communication upgrade. He stated in addition to the focus of the safety of all of our first responder agencies, it will also be a positive for our residents. He stated that he is in full support of this.

Legislator Addonizio stated that she is also in full support of this request.

Legislator Gouldman questioned if a Fire Department does not purchase the new equipment right away will it be more expensive for them down the line.

BES Commissioner Clair stated with this incentive Motorola has said that they will lock in the price. He stated the Departments will be permitted to purchase additional radios, at the locked in price for five (5) to six (6) years.

IT/GIS Director Tom Lannon stated that the County is providing a majority of the radios, but there will still be radios the Departments will need to purchase. He stated the Members of the Fire Department are working with the assistance of Motorola to apply for Federal Grant Funding that is available, specific to radios.

Legislator Sullivan requested an overview of the timetable of this project from this point forward and when it is thought that it will be implemented.

IT/GIS Director Tom Lannon stated that it is probably going to be at least a year by the time it gets installed. He stated there is a lot of testing that Motorola does. He stated that Motorola has provided coverage maps, and they guarantee the coverage is provided otherwise it is on them financially to make the necessary changes. He stated that there are still Tower issues that need to be rectified, but that could not be done until this was done.

Legislator Gouldman questioned what is the amount of coverage Motorola is committing to.

IT/GIS Director Tom Lannon stated that Motorola is committing to 95% coverage throughout the County.

Legislator Sayegh stated there is a proposed Tower in her and Legislator Sullivan's district that may not come to fruition. She questioned what will happen?

IT/GIS Director Tom Lannon stated that there are alternative Towers that could be utilized, but it would cost the County money and it may require going onto two (2) Towers to achieve the coverage. He stated, but it is doable. He elaborated on the potential backup scenario.

Legislator Montgomery stated that she is happy to assist when the time is ready to begin discussion about Towers in Philipstown. She stated currently this will not serve Philipstown.

IT/GIS Director Tom Lannon stated that Philipstown is covered, it is Nelsonville and Cold Spring that are not covered. He stated they need a Tower in Nelsonville.

Legislator Montgomery stated anything she can do to help, just let her know. She stated she was assured that all of this information would be shared at the Chiefs meeting. She requested an overview of the information that was shared at that meeting. She questioned if they are all buying into this.

BES Commissioner Clair stated this is a monumental project and has been discussed in some format in the Fire Service for the past 15 – 20 years, much like the Sheriff's Department has. He stated there is an atmosphere of "we will believe it when we see it". He stated they are putting money away. He stated the application for the grant funding is being worked on and they will all be included - in the one application.

IT/GIS Director Tom Lannon stated that a positive to remember as grants continue to be applied for and awarded, the funding can be put to paying off Motorola.

Jerry Ravnitzky, resident questioned where the tower is located.

IT/GIS Director Tom Lannon stated that there are 11 towers throughout the County.

Jerry Ravnitzky, resident have there been any study done by an outside scientist to determine if a Tower might present any danger of radioactivity to people in the area.

IT/GIS Director Tom Lannon stated there are no new Towers being proposed at this meeting. He stated if that is something that needs to be done, they would come back. He clarified that is not part of tonight's agenda item.

Jerry Ravnitzky, resident stated he would be more comfortable if the opinion of an outside source was gotten by the County. He stated in past meetings there was a proposal to put a Tower up near ball fields that kids play on. He stated he has a real concern if that is the consideration. He stated that he worries about the potential health risk for those young people.

Chairman Jonke stated tonight's meeting is not addressing the placement of Cell Towers. He stated the committee is considering a Radio Package.

Legislator Montgomery stated there will eventually be a need for a Cell Tower somewhere in Nelsonville or Cold Spring, she stated there is a lapse in service. She stated the proper process will need to be followed. She stated the experts that will be involved will address the need for it and the location would be suitable for the community.

Jerry Ravnitzky, resident stated it may not be a decision being made this evening, he is expressing his concern and request that the County do its due diligence if additional Cell Towers will be needed.

Matt Monroe, stated he does work for the Sheriff's Department, this evening he is requesting to speak as a private citizen, homeowner and resident of the Town of Philipstown, husband and local business owner and father of two (2) children. He stated that he has spent years being extremely critical of the lack of radio coverage in Putnam County, in all of the different roles of his life. He stated he is thrilled to see that this is moving forward. He stated he wanted to publicly thank the Legislators for their support and the members of the Radio Committee, Director Lannon, Captain Babcock, Commissioner Clair and Frank Christian who have worked tirelessly and have not given up. He stated that Legislator Sullivan pointed out this project has been years in the making, probably a decade or more. He stated that he has been in a unique position to observe it, be a part of it at times. He stated he knows the extraordinary amount of work and dedication that these gentlemen, in particular, have put into this project.

Legislator Nacerino stated her appreciation for Mr. Monroe's comments. She stated that his expertise and bringing forward his opinion does speak volumes and the Legislature relies on the expertise in so many different areas to provide the informative information.

John Hyla, Sheriff's Investigator stated that he echoes the comments made by his colleague Matt Monroe. He stated that he thanks to Legislators for their support. He thanked the members of the Radio Committee, Director Lannon, Captain Babcock, Commissioner Clair and Frank Christian who all did a great deal of work to get to this point.

Chairman Jonke made a motion to Approval/ Authorization Agreement for a Countywide 700 MHZ Project- 25 Phase- 2 Trunked Radio System For The Period 2019 – 2030; Seconded by Legislator Sullivan. All in favor.

Item #6 - FYI/ Response From Sheriff's Department to Request for Information from the November 19, 2019 Protective Services Meetings:

#1 – "Road Patrol Map"

#2 – 2019 Comp Time Paid from Overtime Budget Line

Chairman Jonke stated that Legislator Sullivan had requested that this matter be addressed. He questioned in terms of the Road Patrol of the Sheriff's Department how many sectors there are.

Captain Tompkins stated there are 16.

Sheriff Langley stated the big picture is between six (6) Towns and three (3) Villages the Sheriff's Department is responsible for four (4) Townships. He stated the four (4) Townships encompass 161.93 square miles area, with an approximate population of 51,362 residents.

Chairman Jonke questioned if the Sheriff's Department is in communication with the State Police in the surrounding areas, Brewster, Somers, Cortlandt, Wappingers and the Dutchess County Sheriff's Office. He stated in summary he is questioning if the other agencies help out.

Captain Tompkins stated if there is a large event that occurs then yes the surrounding agencies will assist.

Chairman Jonke stated that the focus of this question is related to Officer Safety. He stated if for example an incident occurs in the north west corner of the County, near Breakneck Mountain, and the responding Sheriff's Deputy's backup is 10 minutes away, would the City of Beacon or Fishkill Police respond.

Captain Tompkins stated that is not feasible. He stated the other agencies have their assignments. He stated again if there is a major incident that is a different scenario.

Chairman Jonke questioned if the State Troopers who patrol Interstate 84 could offer assistance.

Captain Tompkins stated Interstate Patrol is a completely different patrol. He confirmed they would be eligible to respond if there was an incident that warranted additional response. He stated however they are not mandated to be in Putnam County.

Captain Babcock stated as a point of reference currently there is a process and procedures plan being developed for the back up scenarios that take an officer outside of their jurisdiction to assist. He stated with a focus to develop a policy that addresses insurance coverage- liability in the event that an Officer from outside his/her jurisdiction gets hurt while offering assistance.

Legislator Montgomery stated that she has seen State Police come into Putnam County on a more investigative approach.

Captain Tompkins confirmed that does occur.

Legislator Sullivan stated the Sheriff's Road Patrol has six (6) cars out. He stated that he was under the impression that each car has a designated area they are responsible to cover. He stated that is the map he was looking for.

Captain Tompkins stated that can be provided.

Legislator Montgomery stated she would like to recognize and state that she appreciates the level of detail the Sheriff's Department has provided for the past couple of meetings. She stated that she wishes every Department did the same. She stated that she has a greater understanding of the Sheriff's Department.

Item #7 - FYI/ Fund Transfer (19T367)/ Purchase Uniform Accessories and Four (4) Sets of Uniforms for Promotion of Two (2) New Sergeants, One (1) Lieutenant and One (1) Captain/ Sheriff Robert Langley, Jr. (Audit & Admin. Committee approved to Re-commit back Dec. 11th Protective Svcs Mtg.)

Legislator Nacerino questioned why this was not anticipated in the 2020 Budget if the positions were in the budget.

Sheriff Langley stated they did not anticipate the Retirement of Undersheriff Corrigan. He stated as a result of said retirement, effective the end of 2019, Captain Cherverko is moving up to the position of Undersheriff. He explained this creates a chain reaction of movement in the Sheriff's Department.

Legislator Nacerino stated that the Legislature appreciates and realizes that there are unforeseen circumstances that dictate a need.

Item #8 - FYI/ Fund Transfer (19T368)/ To Purchase: New Fridge and Freezer for Evidence Room & Mini Fridge for Crime Scene Van for DNA Preservation – Purchase Various Computer Related Equipment for CSU – Replace ID Card Printer for Crime Scene Unit (CSU) – Replace CSU Camera Speedlight/ flash, trail Camera and camera for in-field interviews – Purchase work table and shelving for Property Evidence Room/ Sheriff Robert Langley, Jr. (Audit & Admin. Committee approved to Re-commit back Dec. 11th Protective Svcs Mtg.)

Captain Jon Jennings stated over the past year the evolution of the new evidence room progressed. He stated they repurposed an old collections bus into a crisis negotiation van also used as their crime scene unit. He stated the request included in Fund Transfer (19T368) falls into one of those categories. He stated additionally there were some equipment failures that need to be replaced ex: refrigerator and freezer. He stated the commercial grade freezer is used to store evidence, primarily DNA evidence. He stated in late September the freezer broke down. He stated the immediate fix, which is what was required, was the purchase of the largest residential freezer Home Depot carried. He stated that is still being used, it is at maximum capacity. He stated they want to get ahead of this now by purchasing a commercial grade Freezer and Refrigerator. He stated the current Refrigerator is close to the end of its service life. He stated the Freezer that was purchased will be kept on hand. He stated they also want to purchase a small refrigerator that would be put in the crime scene van. He stated there is also a request to purchase three (3) I-pads and Otter Boxes. He stated this will be used to upgrade their technology used to track evidence. He continued to provide a detailed list of equipment and its use of which the requested funds would be used for.

Item #9 - Approval/ Fund Transfer (19T375)/ Cover Overtime Expenses Due to Officers Openings and Three (3) on 207C/ Sheriff Robert Langley, Jr.

Chairman Jonke made a motion to approve Fund Transfer (19T375)/ Cover Overtime Expenses Due to Officers Openings and Three (3) on 207C; Seconded by Legislator Nacerino. All in favor.

Jerry Ravnitzky, resident stated when addressing overtime, he would like a focus put on public safety and keep that as a priority when considering a vote. He continued to express his opinion regarding overtime in the Sheriff's Department.

Item #10 - Approval/ Fund Transfer (19T377)/ Cover Overtime Expenses Due to Numerous Constant Watch/ Sheriff Robert Langley, Jr.

Chairman Jonke made a motion to Approve Fund Transfer (19T377)/ Cover Overtime Expenses Due to Numerous Constant Watch; Seconded by Legislator Nacerino. All in favor.

Item #11 - Approval/ Fund Transfer (19T378)/ Cover Overtime Expenses Due to Officer Openings and Three (3) on 207C and Part Time Cook Resignation/ Sheriff Robert Langley, Jr.

Sheriff Langley explained they are utilizing employees who have been working in the Kitchen to fill the vacancy. He stated the 207C has incurred costs throughout the year.

Chairman Jonke made a motion to Approve Fund Transfer (19T378)/ Cover Overtime Expenses Due to Officer Openings and Three (3) on 207C and Part Time Cook Resignation; Seconded by Legislator Nacerino. All in favor.

Item #12 - Approval/ Fund Transfer (19T406)/ To Cover Road Patrol Overtime Overage as MOBILTECH will not be Invoicing Remaining Maintenance Fee for 2019/ Sheriff Robert Langley, Jr.

Captain Babcock explained their hesitation initially. He stated that he has been in communication with Director IT/ GIS Lannon and Commissioner Clair. He stated it is agreed this is the right time to make this change.

Legislator Sullivan questioned what the CAD System is.

Captain Babcock stated the CAD System is the Computer Aided Dispatch system. He stated it is the same system the 911 Center uses.

Legislator Sullivan stated that there are still issues regarding Overtime that need to be addressed.

Sheriff Langley stated there are occurrences that occur during a year, such as retirements, that have an impact on overtime that cannot be planned upon. He stated that the Sheriff's Department has made sacrifices in purchases because of the recognition that the Overtime is an issue. He stated also as a reminder there is no way to project what amount of comp time will be cashed out, and that funding comes from the Overtime line.

Chairman Jonke question how much comp time was cashed in for 2019.

Fiscal Manager Kristen VanTassel stated \$68,731.70.

Sheriff Langley stated they have requested that a Comp Time Budget Line be created in the Sheriff's Department budget, versus taking the funding from the Overtime Budget Line.

Legislator Sullivan stated he would like to discuss the possibility of utilizing the County's other Police Departments when the Sheriff's Department is short on staffing as a result of a Road Patrol Officer being on vacation or out sick, versus generating Over Time.

Captain Babcock stated that type of action would result in overtime for the assisting Police Department. He stated also six (6) patrol officers on road patrol is the bare minimum.

Legislator Sullivan stated that Sullivan County whose population may be a little less, have four (4) Road Patrol Officers on duty. He stated that he believes it is important to look at comparable size Counties to see what they do. He stated that he would like the Sheriff's Department to come back to the Legislature with a report of findings.

Captain Tompkins stated six (6) Road Patrol Officers in Putnam County is the bare minimum. He stated any reduction lower than six (6) would be absurd.

Legislator Montgomery stated she is astounded at the mention of reducing the number of Patrol Cars. She stated Putnam's location is in close proximity to major metropolitan areas where there is a lot of crime. She stated she lives across the river from Newburgh, which statistically is one of the most dangerous Cities in the Country. She stated her constituents want to see more road patrol. She stated she would not be in support of reducing the Road Patrol.

Sheriff Langley stated the Sheriff's Department is the primary responder to all calls. He stated their primary focus is the safety of the residents.

Chairman Jonke stated that the Legislature understands the Sheriff's Department is doing their job. He stated the Legislators have a job to do as well. He stated in the end we are all concerned with what happens to our residents.

Legislator Gouldman stated that he sees the challenges in terms of sending let's say Town of Kent Officers to the Town of Carmel. He stated that would be ideal, however the Kent residents who pay the taxes to have their police department and would not want their Officers patrolling outside of their Town.

Sheriff Langley stated that Putnam County is a high intensity drug traffic area (HIDTA).

Legislator Sullivan requested that a report of the crimes in the County for the last year. He requested that they be categorized in the way that the Sheriff's Department categorizes them ex: burglaries.

Sheriff Langley stated in 2018 crime was reduced by 25% and the last time he reviewed the numbers mid-2019, crime was down another 25%. He stated that the Sheriff's Department is keeping on top of crime. He stated however, if the number of Patrol Officers is cut, he is confident in saying the cases will go up.

Legislator Sullivan requested clarification on what went down, and if it was arrests.

Sheriff Langley stated he is referring to the crimes that are reported.

Legislator Nacerino stated she does not believe Legislator Sullivan was suggesting that the number of Patrol Officers be decreased. She stated she believes he was questioning if it would be feasible, it was just an inquiry.

Captain Babcock stated he would be happy to sit down and have a dialogue about this.

Chairman Jonke facilitated further discussion.

Chairman Jonke made a motion to Approve Fund Transfer (19T406)/ To Cover Road Patrol Overtime Overage as MOBILTECH will not be Invoicing Remaining Maintenance Fee for 2019; Seconded by Legislator Nacerino.

One Nay Legislator Sullivan
Motion Carries.

Item #13 - FYI/ Fund Transfer (19T376)/ Cover Overtime Expenses Due to Part Time Cooks Resignation/ Sheriff Robert Langley, Jr. – Duly Noted

Item #14 - FYI/ 2019 Coroner Report/ Coordinator of Coroners' Dr. Michael Nesheiwat –

Duly Noted

Item #15 - Other Business

Chairman Jonke made a motion to Waive the Rules and Accept the Additional; Seconded by Legislator Nacerino. All in favor.

a.) Approval/ Senator Harckham - LPR SAM Grant Application / Sheriff Langley

Chairman Jonke stated Sheriff Langley submitted a “Letter of Necessity” for this matter. He stated it is a time of the essence matter dealing with a SAM Grant that NYS Senator Pete Harckham is submitting on the Sheriff’s Department behalf. He stated that he would support approving, since this is an opportunity to secure grant funds, on the condition that the LPRs not be deployed until the Policy and Procedures for the LPRs is in place.

Legislator Sullivan stated there is not a resolution in front of the committee this evening. He requested that verbiage be placed in a resolution that will be considered by the Full Legislature at the Year End Meeting stating the funds cannot be used to purchase LPRs until there is an approved LPR Policy, approved by the Legislature.

Legislative Counsel Firriolo stated that can be done, additionally there will need to be a vote on the funds when/ if they are awarded because there is “matching funds”.

Chairman Jonke made a motion to Approve Senator Harckham - LPR SAM Grant Application; Seconded by Legislator Nacerino. All in favor.

b.) Approval/ DCJS RFP 20 – 21 Grant Application / Sheriff Langley

Chairman Jonke stated Sheriff Langley submitted a “Letter of Necessity” for this matter.

Captain Babcock stated the LiveScan Equipment is mandated by New York State and this grant would cover 50% of the \$60,000 cost. He stated the deadline for the application is January 13, 2020.

Legislative Firriolo stated the resolution will need to specify “up to \$30,000 in Matching Funds”.

Captain Babcock stated that is correct.

Chairman Jonke stated this will be moved to the Year End meeting for consideration by the Full Legislature.

Chairman Jonke made a motion to Approve the DCJS RFP 20 – 21 Grant Application; Seconded by Legislator Nacerino. All in favor.

Item #16 - Adjournment

There being no further business at 9:55 PM Chairman Jonke made a motion to adjourn; Seconded by Legislator Nacerino. All in favor.

Respectfully submitted by Deputy Clerk Diane Trabulsy.