



Judiciary & Public Safety Committee

Committee Meeting

60 Central Ave.
Cortland, NY 13045
<http://www.cortland-co.org>

~ Agenda ~

Thursday, April 8, 2021

9:00 AM

Board Room

CALL TO ORDER

Attendee Name	Present	Absent	Late	Arrived
Committee Chair Sandra Price	☐	☐	☐	
Committee Member Christopher Newell	☐	☐	☐	
Committee Member Ronald J. Van Dee	☐	☐	☐	
Committee Vice-Chair Richard Stock	☐	☐	☐	
Committee Member Cathy Bischoff	☐	☐	☐	
Committee Member Susan Wilson	☐	☐	☐	
Committee Member Mitchel Eccleston	☐	☐	☐	

MINUTES

Judiciary & Public Safety Committee - Committee Meeting - Mar 11, 2021 9:00 AM

Presentation

Presentation from Verra Mobility Regarding School Bus Stop Arm Program

Unfinished Business

ON MOTION OF PRICE

AGENDA ITEM NO.

A Local Law Implementing a Demonstration Program Imposing Owner Liability for Failure of an Operator to Stop for a School Bus Displaying a Red Visual Signal and Stop-Arm

BE IT ENACTED BY THE BOARD OF COUNTY LEGISLATORS OF THE COUNTY OF CORTLAND, STATE OF NEW YORK, AS FOLLOWS:

SECTION 1. PURPOSE AND INTENT.

The Cortland County Legislature hereby finds and determines that New York State has authorized counties to implement a demonstration program or monitoring program which will allow Cortland County to install cameras on the exterior of school buses in participating school districts, and impose monetary liability on vehicles that fail to stop behind or in front of a school bus while the school bus stop signs are extended, including traffic traveling in both directions on divided highways.

The Cortland County Legislature also finds and determines that cars that fail to stop when a school bus operator engages the bus stop signs pose a threat to the safety of the children entering and exiting the bus.

The Cortland County Legislature further finds and determines that it is difficult to ticket drivers who disregard school bus stop signs without video evidence of the violation, as there are usually no members of law enforcement witnessing the violation.

The Cortland County Legislature determines that this school bus photo violation monitoring program will

not only help to keep children safe when entering and exiting the school bus, but will also act as a deterrent to those who debate passing a school bus while the stop signs are engaged.

Therefore, the purpose of this law is to implement a demonstration program to impose monetary liability on the owner of a vehicle for failure of the operator to stop when a school bus has its stop signs extended in Cortland County through the installation and monitoring of external school bus cameras.

SECTION 2. DEFINITIONS.

For the purposes of this Local Law, the following terms shall have the following meanings:

- A. "County" shall mean the County of Cortland.
- B. "Manual on Uniform Traffic Control Devices" or "MUTCD" shall mean the manual and specifications for a uniform system of traffic control devices maintained by the Commissioner of the Department of Transportation pursuant to Section 1680 of the New York Vehicle Traffic Law.
- C. "Owner" shall have the meaning provided in Section 239 of the New York Vehicle and Traffic Law.
- D. "School Bus Photo Violation Monitoring System" shall mean a device that is capable of operating independently of an enforcement officer which is installed to work in conjunction with a school bus stop-arm and which automatically produces two or more photographs, two or more microphotographs, a videotape or other recorded images of a vehicle at the time it is used or operated in violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law.

SECTION 3. PROGRAM ESTABLISHED.

- A. There is hereby established, pursuant to Section 1174-a of the New York State Vehicle and Traffic Law, a demonstration program imposing monetary liability on Owners of vehicles for failure of the operators thereof to comply with Section 1174 of the New York State Vehicle and Traffic Law when meeting a school bus marked and equipped as provided in subdivisions 20 and 21-c of Section 375 of the New York State Vehicle and Traffic Law in Cortland County.
- B. Under such demonstration program the County is hereby authorized to install and operate School Bus Photo Violation Monitoring Systems which may be stationary or mobile, and which may be installed, pursuant to an agreement with a school district within the County on school buses owned and/or operated by such school district. Provided, however, that:
 - I. No stationary School Bus Photo Violation Monitoring System shall be installed or operated by the County, except on roadways under the jurisdiction of the County; and
 - II. No mobile School Bus Photo Violation Monitoring System shall be installed or operated on any such school buses unless the County and such school district enter into an agreement for such installation and operation.
- C. To carry out the demonstration program, the County, acting by and through the County Administrator, is authorized to enter into agreements with school districts for the installation, maintenance and use of School Bus Photo Violation Monitoring Systems, for the proper handling and custody of photographs, microphotographs, videotapes, other recorded images and data produced by such systems, and for the forwarding of such photographs, microphotographs, videotapes, other recorded images and data to the County, subject to the provisions of this section and Section 1174-a of the New York Vehicle and Traffic Law and approval of the Board

of County Legislators.

D. Nothing in this Local Law shall be construed to prevent the County or school district at any time from withdrawing from or terminating an agreement for the installation, maintenance and use of School Bus Photo Violation Monitoring Systems, provided however, that the County or the school district shall provide no less than thirty days' required notice to the other for such withdrawal, if any, prior to such withdrawal.

E. Cost of Program and Reports Relating Thereto.

I. The total cost to the school district of the installation, maintenance and use of School Bus Photo Violation Monitoring Systems pursuant to an agreement authorized by this Local Law shall be borne entirely by the County.

II Any participating school district, acting by and through the Superintendent of Schools of such district, or his or her designee shall provide any report required of the district, pursuant to Section 1174-a of the Vehicle and Traffic Law, to the State or any official thereof.

III. To the extent that the County shall be required to issue any report to the State or any official thereof as a result of the adoption of this Local Law and/or Section 1174-a of the Vehicle and Traffic Law, the Cortland County Sheriff's Office shall cause the same to be prepared pursuant to this Local or applicable State law.

(a) Pursuant to Section 1174-a (a)(3)(i) of the Vehicle and Traffic Law, any school district participating in the demonstration program shall be prohibited from accessing any photographs, microphotographs, videotapes, other recorded images and data from School Bus Photo Violation Monitoring Systems but shall provide, pursuant to the agreement with the County, as provided in this Local Law, for the proper handling and custody of such photographs, microphotographs, videotapes, other recorded images and data produced by such systems, and for the forwarding of such photographs, microphotographs, videotapes, other recorded images and data to the County for the purpose of determining whether a motor vehicle was operated in violation of subdivision of Section 1174 of the New York Vehicle and Traffic Law and imposing monetary liability on the Owner of such motor vehicle therefor.

(b) The agreements between the County and the school district shall provide that photographs, microphotographs, videotapes other recorded images and data produced by School Bus Photo Violation Monitoring Systems shall be destroyed (i) ninety days after the date of the alleged imposition of liability if a notice of liability is not issued for such alleged imposition of liability pursuant to this Local Law; or (ii) upon final disposition of a notice of liability issued pursuant to this Local Law.

F. The County shall adopt and enforce measures to protect the privacy of drivers, passengers, pedestrians and cyclists whose identity and identifying information may be captured by a school bus photo monitoring device. Such measures shall include:

I. Utilization of necessary technologies to ensure, to the extent practicable, that photographs produced by such School Bus Photo Violation Monitoring Systems shall not include images that identify the driver, the passengers, the contents of the vehicle, pedestrians and cyclists, provided, however, that no notice of liability issued pursuant to this section shall be dismissed solely because a photograph or photographs allow for the identification of the contents of a vehicle, provided that the County has made a reasonable effort to comply with the provisions of this paragraph; and

- II. A prohibition of the use or dissemination of vehicles' license plate information and other information and images captured by School Bus Photo Violation Monitoring Systems except: (a) as required to establish liability under this section or collect payment of penalties; (b) as required by court order; or (c) as otherwise required by law; and
 - III. Oversight procedures to ensure compliance with the privacy protection measures required herein.
- G. The County, acting by and through the Commissioner of the Department of Public Works (DPW) shall also undertake the installation of signage in conformance with standards established in the MUTCD. Such signage shall be installed at each roadway entrance of the jurisdictional boundaries of the County giving notice that School Bus Photo Violation Monitoring Systems are used to enforce restrictions on vehicles violating Section 1174 of the New York Vehicle and Traffic Law. For the purposes of this paragraph, the term "roadway" shall not include state expressway routes or state interstate routes but shall include controlled-access highway exit ramps that enter the boundaries of the County.

SECTION 4. PENALTIES.

An Owner liable for a violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law shall be liable for monetary penalties in accordance with the following schedule of fines and penalties:

- A. Two hundred fifty dollars (\$250.00) for a first violation;
- B. Two hundred seventy-five dollars (\$275.00) for a second violation committed within eighteen (18) months of the first violation;
- C. Three hundred dollars (\$300.00) for a third violation or subsequent violation all of which were committed within eighteen (18) months from the first violation; and
- D. An additional penalty of twenty-five dollars (\$25.00) for each violation for the failure to respond to a notice of liability within the prescribed time period.

SECTION 5. NOTICE OF LIABILITY.

- A. A notice of liability shall be sent as provided by New York State Law by first class mail to each person alleged to be liable as an Owner for a violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law. Personal delivery on the Owner shall not be required. A manual or automatic record of mailing prepared in the ordinary course of business shall be prima facie evidence of the facts contained therein. To the extent that New York State Law does not preclude the County from causing such mailing to be made, the County shall undertake or cause to be undertaken such mailing.
- B. A notice of liability shall contain the name and address of the person alleged to be liable as an Owner for a violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law, the registration number of the vehicle involved in such violation, the location where such violation took place, the date and time of such violation and the identification number of the camera which recorded the violation or other document locator number.
- C. A notice of liability shall contain information advising the person charged of the manner and the time in which he or she may contest the liability alleged in the notice. Such notice of liability shall also contain a warning to advise the persons charged that failure to contest in the manner and time provided shall be deemed an admission of liability and that a default

judgment may be entered thereon.

- D. The notice of liability may contain such other information as the entity causing such notice of liability to be mailed deems appropriate to communicate the law, the adjudicatory process if the addressee of the notice wishes to contest the notice of liability.

SECTION 6. OWNER LIABILITY.

- A. The Owner of a vehicle shall be liable for a penalty imposed pursuant to this Local Law if such vehicle was used or operated with the permission of the Owner, express or implied, in violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law and such violation is evidenced by information obtained from a School Bus Photo Violation Monitoring System; provided however that no Owner of a vehicle shall be liable for a penalty imposed pursuant to this Local Law where the operator of such vehicle has been convicted of the underlying violation of subdivision (a) of Section 1174 of the New York State Vehicle and Traffic Law. For purpose of this Section and this Local Law, there shall be a presumption that such vehicle was used and operated with the consent of the Owner at the time it was used and operated in violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law.
- B. If the Owner receives a notice of liability pursuant to this Local Law for any time period during which the vehicle was reported to the police as having been stolen, it shall be a valid defense to an allegation of liability for a violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law that the vehicle had been reported to the police as stolen prior to the time the violation occurred and had not been recovered by such time. For purposes of asserting the defense provided by this subdivision, it shall be sufficient that a certified copy of the police report on the stolen vehicle be sent or delivered to a court of competent jurisdiction or parking violations bureau having jurisdiction where any contested notice of liability would otherwise be determined.
- C. An Owner who is a lessor of a vehicle to which a notice of liability was issued pursuant to this Local Law shall not be liable for the violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law, provided that he or she complies with the provisions of Section 1174-a of the New York Vehicle and Traffic Law and otherwise sends to the Court of competent jurisdiction or other adjudicatory bureau or agency of competent jurisdiction, a copy of the rental, lease or other such contract document covering such vehicle on the date of the violation, with the name and address of the lessee clearly legible, within thirty-seven (37) days after receiving notice from the agency or entity which caused such notice of liability to be issued, together with the information contained in the original notice of liability. Failure to send such information within thirty seven (37) day time period shall render the Owner liable for the penalty prescribed by this Local Law. Where the lessor complies with the provisions of this paragraph, the lessee of such vehicle for purposes of this Section, shall be deemed to be the Owner of such vehicle on the date of such violation for the purposes of this Section, shall be subject to liability for the violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law and shall be sent a notice of liability pursuant to Section 4 of this Local Law.
- D. A certificate, sworn to or affirmed by a technician employed by the County, or a facsimile thereof, upon inspection of photographs, microphotographs, videotapes, other recorded images produced by a School Bus Photo Violation Monitoring System, shall be prima facie evidence of the facts contained therein. Any photographs, microphotographs, videotapes, or other recorded images evidencing such a violation shall be available for inspection in any proceeding to adjudicate the liability for such violation.

- E. It shall be a defense to any prosecution for or allegation of a violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law that such school bus stop-arms were malfunctioning at the time of the alleged violation.
- F. An imposition of liability under this Local Law shall not be deemed a conviction and shall not be made part of the operating record of the person upon whom such liability is imposed nor shall it be used for insurance purposes in the provision of motor vehicle insurance coverage.
- G. All fines and penalties collected pursuant to this law shall be deposited with the County Treasurer.
- H. For the purpose of informing and educating Owners for motor vehicles in this County during the first thirty-day (30) period in which a School Bus Photo Violation Monitoring System is in operation pursuant to the provisions of this Local Law, all Owners of motor vehicles who would otherwise be held liable for failure of operators thereof to comply with Section 1174 of the New York Vehicle and Traffic Law when meeting a school bus marked and equipped as provided in subdivisions 20-21-c of Section 375 of such Law, shall be issued a written warning in lieu of a notice of liability.

SECTION 7. ADJUDICATION OF LIABILITY.

Liability pursuant to the demonstration program established hereunder shall be imposed upon Owners by the Court of competent jurisdiction in Oneida County or in another other manner pursuant to the New York State General Municipal or Vehicle and Traffic Law(s).

SECTION 8. ACTION FOR INDEMNIFICATION.

If the Owner held liable for a violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law was not the operator of the vehicle at the time of the violation, the Owner may maintain an action for indemnification against the operator.

SECTION 9. REPORTING REQUIREMENTS.

- A. The County, acting by and through the Cortland County Sheriff's Office, shall develop and cause to be submitted an annual report on the results of the use of a School Bus Photo Violation Monitoring System to the Governor, the president of the Senate and the speaker of the Assembly on or before June 1 of each year in which the demonstration program is operable. Such report shall include any information required by Section 1174- a (m) of the New York Vehicle and Traffic Law to be included as a result of the enactment of this Local Law.
- B. Pursuant to the requirements of Section 1174-a of the New York State Vehicle and Traffic Law, courts, bureaus, and agencies conducting adjudications as a result of this Local Law shall report at least annually to the County on the quality of the adjudication process and its results including the total number of hearings scheduled, re-scheduled, and held; the total number of persons scheduled for such hearings; the total number of cases where fines were paid on or before the hearing date; and the total number of default judgments entered.
- C. The County, acting by and through the Cortland County Sheriff's Office, shall annually provide a copy of the annual report submitted pursuant to subsections A and B of this Section, to each Local Law enforcement agency having jurisdiction to enforce violations of the vehicle and traffic law or any ordinance, rule or regulation relating to traffic adopted pursuant to such law on roadways within the County.

SECTION 10. APPLICABILITY.

This Local Law shall apply to all actions in school districts that have agreements with the County for any school year commencing on or after September 1st, 2021.

SECTION 11. SEVERABILITY.

If any clause, sentence, paragraph, subdivision, section, or part of this Local Law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this Local Law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

SECTION 12. EFFECTIVE DATE

This Local Law shall take effect on June 1, 2021.

RESOLUTIONS

Assigned Counsel

Coroners

District Attorney

ON MOTION OF PRICE

AGENDA ITEM NO. 1

**A Resolution in Support of Reintroduction into the New York State Senate and Assembly of Senate Bill S2761 of 2018, Also Known as “Laree’s Law,” to Amend the New York Penal Law by Adding a New Subdivision 21 to § 220.00, Defining an “Opiate Controlled Substance” and Creating a New Section, § 125.24, to Establish an Offense of “Homicide by Sale of a Controlled Substance.” -
District Attorney**

WHEREAS, deaths due to opioid overdoses in the United States have been at an epidemic level since 2010, such as to cause a decrease in the average life expectancy by three (3) years from 2010 to 2017; 1 AND

WHEREAS, deaths due to opioid overdoses in the United States have caused the average life expectancy to decrease by one (1) full year in 2020; 2 AND

WHEREAS, opioid deaths, particularly in the County of Cortland, New York, in 2020 have increased approximately two (2) fold from 2019; AND

WHEREAS, many illicit drugs encountered by local law enforcement agencies are found or suspected to be laced with the highly addictive and deadly fentanyl; AND

WHEREAS, the illegal trade in narcotics in large measure facilitates such overdose deaths, AND

WHEREAS, law enforcement, in the investigation of such overdose deaths, is often able to trace the source of illicit drugs that caused such overdose deaths; AND

WHEREAS, there presently exists no statutory mechanism by which to investigate, arrest, prosecute, convict, and punish the sale, exchange, gift, or disposal of opioids, or other drugs that are the cause of such overdose deaths, AND

WHEREAS, the proposed legislation would define specifically an “opiate controlled substance;” as well as create an offense of *Homicide by Sale of a Controlled Substance* by which law enforcement and prosecutors may then investigate, arrest, prosecute, convict, and punish the sale, exchange, gift, or disposal of opioids found to be the cause of an overdose drug death; NOW THEREFORE BE IT

RESOLVED, that this Cortland County Legislature hereby entreats the New York State Legislature to enact Senate Bill S2761 of 2018, also known as “Laree’s Law;” AND BE IT FURTHER

RESOLVED, that the Clerk of this Legislature is hereby directed to transmit a copy of this resolution to the New York State Governor, President *Pro Tempore* of the New York State Senate, the Speaker of the New York State Assembly, Senator Oberacker, and Members of Assembly Kelles and Lemondes, urging their sponsorship and enactment of this legislation.

Emergency Services/Communications

Probation Department/ATI

Public Defender

Sheriff's Department

ON MOTION OF PRICE

AGENDA ITEM NO. 2

Amend the 2021 Budget to Reallocate Unspent Funds Related to the Lease of Sheriff's Department Vehicles - Sheriff's Department

WHEREAS, the Cortland County Sheriff's Department leased vehicles in 2020, AND

WHEREAS, due to the impact of the COVID-19 pandemic, the vehicles were not received until December of 2020, and therefore the vehicles were not placed into service until 2021, AND

WHEREAS, the Sheriff's Department incurred expenses for the leased vehicles in 2021, NOW THEREFORE BE IT

RESOLVED, the Cortland County Sheriff's 2021 budget be amended as follows:

Increase 2021:

A31205.54301	Leased Equipment	\$20,000
A31505.54301	Leased Equipment	\$2,500
A31205.54765	Judgment & Claims	\$2,240

Monthly Reports

1. Assigned Counsel Monthly Activities Report
2. Coroner Monthly Budget Report
3. District Attorney Monthly Report
4. Emergency Response & Communications Report
5. Probation Monthly Activities Report
6. Public Defender Monthly Activities Report
7. Public Defender Monthly Budget Report
8. Probation Monthly Budget Reports

Discussion Items

ON MOTION OF WAGNER

AGENDA ITEM NO.

Reallocate Salary Grade for Undersheriff, Director, Area Agency on Aging, and Personnel Department Payroll Coordinator - Personnel Department

WHEREAS, the County Administrator and the Personnel Officer have reviewed the salary grade for Undersheriff, Area Agency on Aging Director, and Payroll Coordinator (Personnel Department),
AND

WHEREAS, the County Administrator and the Personnel Officer each recommend that the aforesaid positions be reallocated as follows:

Undersheriff - Grade 3 to Grade 2

Area Agency on Aging Director - Grade 5 to Grade 4

Payroll Coordinator - Grade 4 Management Confidential to Grade 5 Management Confidential,

NOW, THEREFORE, BE IT

RESOLVED, that the aforementioned positions are hereby reallocated in the Management/Management Confidential Compensation Employment Policy as follows:

Undersheriff - Grade 3 \$74,005 - \$90,037 to Grade 2 \$79,554 - \$96,791

Area Agency on Aging Director - Grade 5 \$64,039 - \$77,913 to Grade 4 \$68,842 - \$83,755

Payroll Coordinator - Grade 4 \$20,2040 - \$24,5813 Management Confidential to Grade 5 \$21,8569 - \$26,5925 Management Confidential

AND BE IT FURTHER

RESOLVED, that the effective date is April 23, 2021.

Adjournment



Judiciary & Public Safety Committee

Committee Meeting

60 Central Ave.
Cortland, NY 13045
<http://www.cortland-co.org>

~ Minutes ~

Thursday, March 11, 2021

9:00 AM

Board Room

CALL TO ORDER

The meeting was called to order at 9:00 AM by Committee Chair Sandra Price

Attendee Name	Organization	Title	Status	Arrived
Sandra Price	Cortland County, NY	Committee Chair	Present	
Christopher Newell	Cortland County, NY	Committee Member	Present	
Ronald J. Van Dee	Cortland County, NY	Committee Member	Present	
Richard Stock	Cortland County, NY	Committee Vice-Chair	Present	
Cathy Bischoff	Cortland County, NY	Committee Member	Present	
Susan Wilson	Cortland County, NY	Committee Member	Remote	
Mitchel Eccleston	Cortland County, NY	Committee Member	Present	
Eric Mulvihill	Cortland County, NY	Clerk, County Legislature	Present	
Karen Howe	Cortland County, NY	County Attorney	Remote	
Rob Corpora	Cortland County, NY	County Administrator	Present	
Scott Roman	Cortland County, NY	Director of Emergency Response and Communications	Remote	
George Wagner	Cortland County, NY	Board Member	Remote	
Caterina Cook	Cortland County, NY	Resident Cortland	Remote	
Scott Ochs	Cortland County, NY	Professor Tompkins Cortland Community College	Remote	
Paul Heider	Cortland County, NY	Chair, Legislature	Present	
Mark Helms	Cortland County, NY	Sheriff	Present	
Budd Rigg	Cortland County, NY	Undersheriff	Present	
Michael Cardinale	Cortland County, NY	Assigned Counsel Plan Administrator	Present	
Keith Dayton	Cortland County, NY	Public Defender	Present	
Patrick Perfetti	Cortland County, NY	District Attorney	Remote	
Savannah	Cortland County, NY	Deputy Clerk	Present	

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Hempstead	NY			
Nicole Albro	Cortland County, NY	Probation Director	Present	
Taylor True	Cortland County, NY	Resident Tompkins County	Remote	

MINUTES

Judiciary & Public Safety Committee - Committee Meeting - Feb 11, 2021 9:00 AM

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Christopher Newell, Committee Member
SECONDER:	Richard Stock, Committee Vice-Chair
AYES:	Price, Newell, Van Dee, Stock, Bischoff, Wilson, Eccleston

RESOLUTIONS

Assigned Counsel

Coroners

AGENDA ITEM NO. 1 – Authorize Creation of Two Deputy Coroner (Per Diem) Position

RESULT:	APPROVED [UNANIMOUS]
	Next: 4/8/2021 10:00 AM
MOVER:	Ronald J. Van Dee, Committee Member
SECONDER:	Richard Stock, Committee Vice-Chair
AYES:	Price, Newell, Van Dee, Stock, Bischoff, Wilson, Eccleston

ON MOTION OF PRICE

RESOLUTION NO.

Authorize Creation of Two Deputy Coroner (Per Diem) Position

WHEREAS, there is the need to create two (2) per diem position of Deputy Coroner position to assist the elected Coroner in fulfilling their statutory obligations, AND

WHEREAS, the Government Operations and the Judiciary & Public Safety Committees have reviewed the request to create these positions, NOW, THEREFORE, BE IT

RESOLVED, two (2) per diem position of Deputy Coroner, (non-competitive class, PJC, Management Confidential, off scale, \$200.00/Case, not eligible for health, dental and vision insurances) be created effective March 26, with approval to fill.

District Attorney

Emergency Services/Communications

Probation Department/ATI

Public Defender

AGENDA ITEM NO. 2 – Authorize Agreement with New York State Office of Indigent Legal Services and Accept Funds to Support the Cortland County Public Defender's Office - Public Defender

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RESULT:	APPROVED [UNANIMOUS]
	Next: 3/16/2021 10:00 AM
MOVER:	Richard Stock, Committee Vice-Chair
SECONDER:	Christopher Newell, Committee Member
AYES:	Price, Newell, Van Dee, Stock, Bischoff, Wilson, Eccleston

ON MOTION OF PRICE

RESOLUTION NO.

Authorize Agreement with New York State Office of Indigent Legal Services and Accept Funds to Support the Cortland County Public Defender's Office - Public Defender

WHEREAS, the New York State Office of Indigent Legal Services (NYSILS) has awarded the Cortland County Public Defender's Office \$301,044.00 as part of a multi-year grant to offset the cost of salary and fringe benefits for the position of Chief Assistant Public Defender, AND

WHEREAS, the grant period runs from January 1, 2021 through December 31, 2023 with \$100,348.00 payable to Cortland County in year one, \$100,348.00 in year two and \$100,348.00 in year three of the 3, AND

WHEREAS, NYSILS requires the Public Defender to collect and report data annually, in statistical and narrative form, to measure and evaluate indigent defense case outcomes and to ensure effective use of the funds, AND

WHEREAS, Cortland County is required to enter into an agreement with New York State and NYSILS in order to receive this funding, NOW THEREFORE BE IT

RESOLVED, that the Cortland County Administrator, upon review and approval of the County Attorney or designee, is hereby authorized and directed to sign an agreement with New York State Office of Indigent Legal Services in support of this program and related reimbursements.

Sheriff's Department

AGENDA ITEM NO. 3 – Adopt Cortland County Police Reform & Reinvention Collaborative Plan
Ms. Bischoff made a motion to amend the plan to include specific deadlines for the Sheriff's Department to implement accreditation. Ms. Wilson seconded the amendment. Ms. Bischoff and Mr. Eccleston voted in favor of the amendment, Price, Newell, Van Dee, Stock, and Wilson voted nay. The amendment failed.

RESULT:	APPROVED [UNANIMOUS]
	Next: 3/25/2021 6:00 PM
MOVER:	Christopher Newell, Committee Member
SECONDER:	Richard Stock, Committee Vice-Chair
AYES:	Price, Newell, Van Dee, Stock, Bischoff, Wilson, Eccleston

ON MOTION OF PRICE

RESOLUTION NO.

Adopt Cortland County Police Reform & Reinvention Collaborative Plan

WHEREAS, the Police Reform & Reinvention Collaborative was directed by Governor Cuomo's Executive Order of June 12, 2020, AND

WHEREAS, all municipalities in New York State that have police forces are required to

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participate and submit a written plan by April 1, 2021, AND

WHEREAS, if communities fail to submit a written plan, their funding will be withheld by the New York State Department of Budget, AND

WHEREAS, this process was structured, according to the guidelines provided in the New York State Police Reform and Reinvention Collaborative, requiring community input and participation, along with an assessment of policing policies, AND

WHEREAS, Cortland County understands that maintaining public safety is extremely important and is one of the essential roles of government, AND

WHEREAS, in order to achieve that goal, there must be mutual trust and respect between police and the communities they serve, AND

WHEREAS, Cortland County has followed the guidelines of the Police Reform & Reinvention collaborative in the following ways:

- Reviewed the needs of the community served by the Cortland County Sheriff's Office and evaluated the Department's current policies and practices.
- Established and evaluated policies that allow police to safely perform their duties.
- Involved the entire community in the discussion by way of distribution of a public survey on November 23, 2020, a presentation by the Sheriff's Department on December 1, 2020 and hosted a public hearing on February 11, 2021.
- Comments and recommendations were received from the public.

, AND

WHEREAS, the Cortland County Legislature has had the opportunity to read, review, and offer comments on the information presented in the Plan, NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature accepts and adopts the Cortland County Sheriff Police Reform & Reinvention Collaborative Plan, AND BE IT FURTHER

RESOLVED, that the Cortland County Legislature, upon adoption of this resolution, will send the Cortland County Sheriff Police Reform & Reinvention Collaborative Plan to the New York State Department of Budget by the established deadline for full compliance.

AGENDA ITEM NO. 4 – A Local Law Implementing a Demonstration Program Imposing Owner Liability for Failure of an Operator to Stop for a School Bus Displaying a Red Visual Signal and Stop-Arm

RESULT: **TABLED [UNANIMOUS]**

Next: 4/8/2021 9:00 AM

MOVER: Cathy Bischoff, Committee Member

SECONDER: Richard Stock, Committee Vice-Chair

AYES: Price, Newell, Van Dee, Stock, Bischoff, Wilson, Eccleston

ON MOTION OF PRICE

RESOLUTION NO.

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A Local Law Implementing a Demonstration Program Imposing Owner Liability for Failure of an Operator to Stop for a School Bus Displaying a Red Visual Signal and Stop-Arm

BE IT ENACTED BY THE BOARD OF COUNTY LEGISLATORS OF THE COUNTY OF CORTLAND, STATE OF NEW YORK, AS FOLLOWS:

SECTION 1. PURPOSE AND INTENT.

The Cortland County Legislature hereby finds and determines that New York State has authorized counties to implement a demonstration program or monitoring program which will allow Cortland County to install cameras on the exterior of school buses in participating school districts, and impose monetary liability on vehicles that fail to stop behind or in front of a school bus while the school bus stop signs are extended, including traffic traveling in both directions on divided highways.

The Cortland County Legislature also finds and determines that cars that fail to stop when a school bus operator engages the bus stop signs pose a threat to the safety of the children entering and exiting the bus.

The Cortland County Legislature further finds and determines that it is difficult to ticket drivers who disregard school bus stop signs without video evidence of the violation, as there are usually no members of law enforcement witnessing the violation.

The Cortland County Legislature determines that this school bus photo violation monitoring program will not only help to keep children safe when entering and exiting the school bus, but will also act as a deterrent to those who debate passing a school bus while the stop signs are engaged.

Therefore, the purpose of this law is to implement a demonstration program to impose monetary liability on the owner of a vehicle for failure of the operator to stop when a school bus has its stop signs extended in Cortland County through the installation and monitoring of external school bus cameras.

SECTION 2. DEFINITIONS.

For the purposes of this Local Law, the following terms shall have the following meanings:

- A. "County" shall mean the County of Cortland.
- B. "Manual on Uniform Traffic Control Devices" or "MUTCD" shall mean the manual and specifications for a uniform system of traffic control devices maintained by the Commissioner of the Department of Transportation pursuant to Section 1680 of the New York Vehicle Traffic Law.
- C. "Owner" shall have the meaning provided in Section 239 of the New York Vehicle and Traffic Law.
- D. "School Bus Photo Violation Monitoring System" shall mean a device that is capable of operating independently of an enforcement officer which is installed to work in conjunction with a school bus stop-arm and which automatically produces two or more photographs, two or more microphotographs, a videotape or other recorded images of a vehicle at the time it is used or operated in violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law.

SECTION 3. PROGRAM ESTABLISHED.

- A. There is hereby established, pursuant to Section 1174-a of the New York State Vehicle and Traffic Law, a demonstration program imposing monetary liability on Owners of vehicles for failure of the operators thereof to comply with Section 1174 of the New York State Vehicle and

Minutes Acceptance: Minutes of Mar 11, 2021 9:00 AM (MINUTES)

Traffic Law when meeting a school bus marked and equipped as provided in subdivisions 20 and 21-c of Section 375 of the New York State Vehicle and Traffic Law in Cortland County.

- B. Under such demonstration program the County is hereby authorized to install and operate School Bus Photo Violation Monitoring Systems which may be stationary or mobile, and which may be installed, pursuant to an agreement with a school district within the County on school buses owned and/or operated by such school district. Provided, however, that:
- I. No stationary School Bus Photo Violation Monitoring System shall be installed or operated by the County, except on roadways under the jurisdiction of the County; and
 - II. No mobile School Bus Photo Violation Monitoring System shall be installed or operated on any such school buses unless the County and such school district enter into an agreement for such installation and operation.
- C. To carry out the demonstration program, the County, acting by and through the County Administrator, is authorized to enter into agreements with school districts for the installation, maintenance and use of School Bus Photo Violation Monitoring Systems, for the proper handling and custody of photographs, microphotographs, videotapes, other recorded images and data produced by such systems, and for the forwarding of such photographs, microphotographs, videotapes, other recorded images and data to the County, subject to the provisions of this section and Section 1174-a of the New York Vehicle and Traffic Law and approval of the Board of County Legislators.
- D. Nothing in this Local Law shall be construed to prevent the County or school district at any time from withdrawing from or terminating an agreement for the installation, maintenance and use of School Bus Photo Violation Monitoring Systems, provided however, that the County or the school district shall provide no less than thirty days' required notice to the other for such withdrawal, if any, prior to such withdrawal.
- E. Cost of Program and Reports Relating Thereto.
- I. The total cost to the school district of the installation, maintenance and use of School Bus Photo Violation Monitoring Systems pursuant to an agreement authorized by this Local Law shall be borne entirely by the County.
 - II. Any participating school district, acting by and through the Superintendent of Schools of such district, or his or her designee shall provide any report required of the district, pursuant to Section 1174-a of the Vehicle and Traffic Law, to the State or any official thereof.
 - III. To the extent that the County shall be required to issue any report to the State or any official thereof as a result of the adoption of this Local Law and/or Section 1174-a of the Vehicle and Traffic Law, the Cortland County Sheriff's Office shall cause the same to be prepared pursuant to this Local or applicable State law.
- (a) Pursuant to Section 1174-a (a)(3)(i) of the Vehicle and Traffic Law, any school district participating in the demonstration program shall be prohibited from accessing any photographs, microphotographs, videotapes, other recorded images and data from School Bus Photo Violation Monitoring Systems but shall provide, pursuant to the agreement with the County, as provided in this Local Law, for the proper handling and custody of such photographs, microphotographs, videotapes, other recorded images and data produced by such systems, and for the forwarding of such photographs, microphotographs, videotapes, other recorded images and data to the County for the purpose of determining whether a motor vehicle was operated in violation of subdivision of Section 1174 of the New York Vehicle and Traffic Law and imposing monetary

liability on the Owner of such motor vehicle therefor.

- (b) The agreements between the County and the school district shall provide that photographs, microphotographs, videotapes other recorded images and data produced by School Bus Photo Violation Monitoring Systems shall be destroyed (i) ninety days after the date of the alleged imposition of liability if a notice of liability is not issued for such alleged imposition of liability pursuant to this Local Law; or (ii) upon final disposition of a notice of liability issued pursuant to this Local Law.
- F. The County shall adopt and enforce measures to protect the privacy of drivers, passengers, pedestrians and cyclists whose identity and identifying information may be captured by a school bus photo monitoring device. Such measures shall include:
 - I. Utilization of necessary technologies to ensure, to the extent practicable, that photographs produced by such School Bus Photo Violation Monitoring Systems shall not include images that identify the driver, the passengers, the contents of the vehicle, pedestrians and cyclists, provided, however, that no notice of liability issued pursuant to this section shall be dismissed solely because a photograph or photographs allow for the identification of the contents of a vehicle, provided that the County has made a reasonable effort to comply with the provisions of this paragraph; and
 - II. A prohibition of the use or dissemination of vehicles' license plate information and other information and images captured by School Bus Photo Violation Monitoring Systems except: (a) as required to establish liability under this section or collect payment of penalties; (b) as required by court order; or (c) as otherwise required by law; and
 - III. Oversight procedures to ensure compliance with the privacy protection measures required herein.
- G. The County, acting by and through the Commissioner of the Department of Public Works (DPW) shall also undertake the installation of signage in conformance with standards established in the MUTCD. Such signage shall be installed at each roadway entrance of the jurisdictional boundaries of the County giving notice that School Bus Photo Violation Monitoring Systems are used to enforce restrictions on vehicles violating Section 1174 of the New York Vehicle and Traffic Law. For the purposes of this paragraph, the term "roadway" shall not include state expressway routes or state interstate routes but shall include controlled-access highway exit ramps that enter the boundaries of the County.

SECTION 4. PENALTIES.

An Owner liable for a violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law shall be liable for monetary penalties in accordance with the following schedule of fines and penalties:

- A. Two hundred fifty dollars (\$250.00) for a first violation;
- B. Two hundred seventy-five dollars (\$275.00) for a second violation committed within eighteen (18) months of the first violation;
- C. Three hundred dollars (\$300.00) for a third violation or subsequent violation all of which were committed within eighteen (18) months from the first violation; and
- D. An additional penalty of twenty-five dollars (\$25.00) for each violation for the failure to respond to a notice of liability within the prescribed time period.

SECTION 5. NOTICE OF LIABILITY.

- A. A notice of liability shall be sent as provided by New York State Law by first class mail to each person alleged to be liable as an Owner for a violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law. Personal delivery on the Owner shall not be required. A manual or automatic record of mailing prepared in the ordinary course of business shall be prima facie evidence of the facts contained therein. To the extent that New York State Law does not preclude the County from causing such mailing to be made, the County shall undertake or cause to be undertaken such mailing.
- B. A notice of liability shall contain the name and address of the person alleged to be liable as an Owner for a violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law, the registration number of the vehicle involved in such violation, the location where such violation took place, the date and time of such violation and the identification number of the camera which recorded the violation or other document locator number.
- C. A notice of liability shall contain information advising the person charged of the manner and the time in which he or she may contest the liability alleged in the notice. Such notice of liability shall also contain a warning to advise the persons charged that failure to contest in the manner and time provided shall be deemed an admission of liability and that a default judgment may be entered thereon.
- D. The notice of liability may contain such other information as the entity causing such notice of liability to be mailed deems appropriate to communicate the law, the adjudicatory process if the addressee of the notice wishes to contest the notice of liability.

SECTION 6. OWNER LIABILITY.

- A. The Owner of a vehicle shall be liable for a penalty imposed pursuant to this Local Law if such vehicle was used or operated with the permission of the Owner, express or implied, in violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law and such violation is evidenced by information obtained from a School Bus Photo Violation Monitoring System; provided however that no Owner of a vehicle shall be liable for a penalty imposed pursuant to this Local Law where the operator of such vehicle has been convicted of the underlying violation of subdivision (a) of Section 1174 of the New York State Vehicle and Traffic Law. For purpose of this Section and this Local Law, there shall be a presumption that such vehicle was used and operated with the consent of the Owner at the time it was used and operated in violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law.
- B. If the Owner receives a notice of liability pursuant to this Local Law for any time period during which the vehicle was reported to the police as having been stolen, it shall be a valid defense to an allegation of liability for a violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law that the vehicle had been reported to the police as stolen prior to the time the violation occurred and had not been recovered by such time. For purposes of asserting the defense provided by this subdivision, it shall be sufficient that a certified copy of the police report on the stolen vehicle be sent or delivered to a court of competent jurisdiction or parking violations bureau having jurisdiction where any contested notice of liability would otherwise be determined.
- C. An Owner who is a lessor of a vehicle to which a notice of liability was issued pursuant to this Local Law shall not be liable for the violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law, provided that he or she complies with the provisions of

Section 1174-a of the New York Vehicle and Traffic Law and otherwise sends to the Court of competent jurisdiction or other adjudicatory bureau or agency of competent jurisdiction, a copy of the rental, lease or other such contract document covering such vehicle on the date of the violation, with the name and address of the lessee clearly legible, within thirty-seven (37) days after receiving notice from the agency or entity which caused such notice of liability to be issued, together with the information contained in the original notice of liability. Failure to send such information within thirty seven (37) day time period shall render the Owner liable for the penalty prescribed by this Local Law. Where the lessor complies with the provisions of this paragraph, the lessee of such vehicle for purposes of this Section, shall be deemed to be the Owner of such vehicle on the date of such violation for the purposes of this Section, shall be subject to liability for the violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law and shall be sent a notice of liability pursuant to Section 4 of this Local Law.

- D. A certificate, sworn to or affirmed by a technician employed by the County, or a facsimile thereof, upon inspection of photographs, microphotographs, videotapes, other recorded images produced by a School Bus Photo Violation Monitoring System, shall be prima facie evidence of the facts contained therein. Any photographs, microphotographs, videotapes, or other recorded images evidencing such a violation shall be available for inspection in any proceeding to adjudicate the liability for such violation.
- E. It shall be a defense to any prosecution for or allegation of a violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law that such school bus stop-arms were malfunctioning at the time of the alleged violation.
- F. An imposition of liability under this Local Law shall not be deemed a conviction and shall not be made part of the operating record of the person upon whom such liability is imposed nor shall it be used for insurance purposes in the provision of motor vehicle insurance coverage.
- G. All fines and penalties collected pursuant to this law shall be deposited with the County Treasurer.
- H. For the purpose of informing and educating Owners for motor vehicles in this County during the first thirty-day (30) period in which a School Bus Photo Violation Monitoring System is in operation pursuant to the provisions of this Local Law, all Owners of motor vehicles who would otherwise be held liable for failure of operators thereof to comply with Section 1174 of the New York Vehicle and Traffic Law when meeting a school bus marked and equipped as provided in subdivisions 20-21-c of Section 375 of such Law, shall be issued a written warning in lieu of a notice of liability.

SECTION 7. ADJUDICATION OF LIABILITY.

Liability pursuant to the demonstration program established hereunder shall be imposed upon Owners by the Court of competent jurisdiction in Oneida County or in another other manner pursuant to the New York State General Municipal or Vehicle and Traffic Law(s).

SECTION 8. ACTION FOR INDEMNIFICATION.

If the Owner held liable for a violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law was not the operator of the vehicle at the time of the violation, the Owner may maintain an action for indemnification against the operator.

SECTION 9. REPORTING REQUIREMENTS.

- A. The County, acting by and through the Cortland County Sheriff's Office, shall develop and cause to be submitted an annual report on the results of the use of a School Bus Photo Violation Monitoring System to the Governor, the president of the Senate and the speaker of the Assembly on or before June 1 of each year in which the demonstration program is operable. Such report shall include any information required by Section 1174- a (m) of the New York Vehicle and Traffic Law to be included as a result of the enactment of this Local Law.
- B. Pursuant to the requirements of Section 1174-a of the New York State Vehicle and Traffic Law, courts, bureaus, and agencies conducting adjudications as a result of this Local Law shall report at least annually to the County on the quality of the adjudication process and its results including the total number of hearings scheduled, re-scheduled, and held; the total number of persons scheduled for such hearings; the total number of cases where fines were paid on or before the hearing date; and the total number of default judgments entered.
- C. The County, acting by and through the Cortland County Sheriff's Office, shall annually provide a copy of the annual report submitted pursuant to subsections A and B of this Section, to each Local Law enforcement agency having jurisdiction to enforce violations of the vehicle and traffic law or any ordinance, rule or regulation relating to traffic adopted pursuant to such law on roadways within the County.

SECTION 10. APPLICABILITY.

This Local Law shall apply to all actions in school districts that have agreements with the County for any school year commencing on or after September 1st, 2021.

SECTION 11. SEVERABILITY.

If any clause, sentence, paragraph, subdivision, section, or part of this Local Law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this Local Law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

SECTION 12. EFFECTIVE DATE

This Local Law shall take effect on June 1, 2021.

Discussion Items

1. Assigned Counsel Monthly Report

RESULT:	COMPLETED
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2. Coroner Monthly Budget Report

RESULT:	COMPLETED
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3. District Attorney Monthly Statistics

RESULT:	COMPLETED
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4. Department of Emergency Response & Communication Monthly Reports

RESULT:	COMPLETED
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5. Probation Monthly Budget Report

RESULT:	COMPLETED
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6. Public Defender Monthly Reports

RESULT:	COMPLETED
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Minutes Acceptance: Minutes of Mar 11, 2021 9:00 AM (MINUTES)

ON MOTION OF SANDRA PRICE, COMMITTEE CHAIR

A Local Law Implementing a Demonstration Program Imposing Owner Liability for Failure of an Operator to Stop for a School Bus Displaying a Red Visual Signal and Stop-Arm

BE IT ENACTED BY THE BOARD OF COUNTY LEGISLATORS OF THE COUNTY OF CORTLAND, STATE OF NEW YORK, AS FOLLOWS:

SECTION 1. PURPOSE AND INTENT.

The Cortland County Legislature hereby finds and determines that New York State has authorized counties to implement a demonstration program or monitoring program which will allow Cortland County to install cameras on the exterior of school buses in participating school districts, and impose monetary liability on vehicles that fail to stop behind or in front of a school bus while the school bus stop signs are extended, including traffic traveling in both directions on divided highways.

The Cortland County Legislature also finds and determines that cars that fail to stop when a school bus operator engages the bus stop signs pose a threat to the safety of the children entering and exiting the bus.

The Cortland County Legislature further finds and determines that it is difficult to ticket drivers who disregard school bus stop signs without video evidence of the violation, as there are usually no members of law enforcement witnessing the violation.

The Cortland County Legislature determines that this school bus photo violation monitoring program will not only help to keep children safe when entering and exiting the school bus, but will also act as a deterrent to those who debate passing a school bus while the stop signs are engaged.

Therefore, the purpose of this law is to implement a demonstration program to impose monetary liability on the owner of a vehicle for failure of the operator to stop when a school bus has its stop signs extended in Cortland County through the installation and monitoring of external school bus cameras.

SECTION 2. DEFINITIONS.

For the purposes of this Local Law, the following terms shall have the following meanings:

- A. "County" shall mean the County of Cortland.
- B. "Manual on Uniform Traffic Control Devices" or "MUTCD" shall mean the manual and specifications for a uniform system of traffic control devices maintained by the Commissioner of the Department of Transportation pursuant to Section 1680 of the New York Vehicle Traffic Law.
- C. "Owner" shall have the meaning provided in Section 239 of the New York Vehicle and Traffic Law.
- D. "School Bus Photo Violation Monitoring System" shall mean a device that is capable of operating independently of an enforcement officer which is installed to work in conjunction

with a school bus stop-arm and which automatically produces two or more photographs, two or more microphotographs, a videotape or other recorded images of a vehicle at the time it is used or operated in violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law.

SECTION 3. PROGRAM ESTABLISHED.

- A. There is hereby established, pursuant to Section 1174-a of the New York State Vehicle and Traffic Law, a demonstration program imposing monetary liability on Owners of vehicles for failure of the operators thereof to comply with Section 1174 of the New York State Vehicle and Traffic Law when meeting a school bus marked and equipped as provided in subdivisions 20 and 21-c of Section 375 of the New York State Vehicle and Traffic Law in Cortland County.
- B. Under such demonstration program the County is hereby authorized to install and operate School Bus Photo Violation Monitoring Systems which may be stationary or mobile, and which may be installed, pursuant to an agreement with a school district within the County on school buses owned and/or operated by such school district. Provided, however, that:
 - i. No stationary School Bus Photo Violation Monitoring System shall be installed or operated by the County, except on roadways under the jurisdiction of the County; and
 - ii. No mobile School Bus Photo Violation Monitoring System shall be installed or operated on any such school buses unless the County and such school district enter into an agreement for such installation and operation.
- C. To carry out the demonstration program, the County, acting by and through the County Administrator, is authorized to enter into agreements with school districts for the installation, maintenance and use of School Bus Photo Violation Monitoring Systems, for the proper handling and custody of photographs, microphotographs, videotapes, other recorded images and data produced by such systems, and for the forwarding of such photographs, microphotographs, videotapes, other recorded images and data to the County, subject to the provisions of this section and Section 1174-a of the New York Vehicle and Traffic Law and approval of the Board of County Legislators.
- D. Nothing in this Local Law shall be construed to prevent the County or school district at any time from withdrawing from or terminating an agreement for the installation, maintenance and use of School Bus Photo Violation Monitoring Systems, provided however, that the County or the school district shall provide no less than thirty days' required notice to the other for such withdrawal, if any, prior to such withdrawal.
- E. Cost of Program and Reports Relating Thereto.
 - i. The total cost to the school district of the installation, maintenance and use of School Bus Photo Violation Monitoring Systems pursuant to an agreement authorized by this Local Law shall be borne entirely by the County.
 - II Any participating school district, acting by and through the Superintendent of Schools of such district, or his or her designee shall provide any report required of

the district, pursuant to Section 1174-a of the Vehicle and Traffic Law, to the State or any official thereof.

- iii. To the extent that the County shall be required to issue any report to the State or any official thereof as a result of the adoption of this Local Law and/or Section 1174-a of the Vehicle and Traffic Law, the Cortland County Sheriff's Office shall cause the same to be prepared pursuant to this Local or applicable State law.
- (a) Pursuant to Section 1174-a (a)(3)(i) of the Vehicle and Traffic Law, any school district participating in the demonstration program shall be prohibited from accessing any photographs, microphotographs, videotapes, other recorded images and data from School Bus Photo Violation Monitoring Systems but shall provide, pursuant to the agreement with the County, as provided in this Local Law, for the proper handling and custody of such photographs, microphotographs, videotapes, other recorded images and data produced by such systems, and for the forwarding of such photographs, microphotographs, videotapes, other recorded images and data to the County for the purpose of determining whether a motor vehicle was operated in violation of subdivision of Section 1174 of the New York Vehicle and Traffic Law and imposing monetary liability on the Owner of such motor vehicle therefor.
- (b) The agreements between the County and the school district shall provide that photographs, microphotographs, videotapes other recorded images and data produced by School Bus Photo Violation Monitoring Systems shall be destroyed (i) ninety days after the date of the alleged imposition of liability if a notice of liability is not issued for such alleged imposition of liability pursuant to this Local Law; or (ii) upon final disposition of a notice of liability issued pursuant to this Local Law.
- F. The County shall adopt and enforce measures to protect the privacy of drivers, passengers, pedestrians and cyclists whose identity and identifying information may be captured by a school bus photo monitoring device. Such measures shall include:
 - i. Utilization of necessary technologies to ensure, to the extent practicable, that photographs produced by such School Bus Photo Violation Monitoring Systems shall not include images that identify the driver, the passengers, the contents of the vehicle, pedestrians and cyclists, provided, however, that no notice of liability issued pursuant to this section shall be dismissed solely because a photograph or photographs allow for the identification of the contents of a vehicle, provided that the County has made a reasonable effort to comply with the provisions of this paragraph; and
 - ii. A prohibition of the use or dissemination of vehicles' license plate information and other information and images captured by School Bus Photo Violation Monitoring Systems except: (a) as required to establish liability under this section or collect payment of penalties; (b) as required by court order; or (c) as otherwise required by law; and
 - iii. Oversight procedures to ensure compliance with the privacy protection measures required herein.

- G. The County, acting by and through the Commissioner of the Department of Public Works (DPW) shall also undertake the installation of signage in conformance with standards established in the MUTCD. Such signage shall be installed at each roadway entrance of the jurisdictional boundaries of the County giving notice that School Bus Photo Violation Monitoring Systems are used to enforce restrictions on vehicles violating Section 1174 of the New York Vehicle and Traffic Law. For the purposes of this paragraph, the term "roadway" shall not include state expressway routes or state interstate routes but shall include controlled-access highway exit ramps that enter the boundaries of the County.

SECTION 4. PENALTIES.

An Owner liable for a violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law shall be liable for monetary penalties in accordance with the following schedule of fines and penalties:

- A. Two hundred fifty dollars (\$250.00) for a first violation;
- B. Two hundred seventy-five dollars (\$275.00) for a second violation committed within eighteen (18) months of the first violation;
- C. Three hundred dollars (\$300.00) for a third violation or subsequent violation all of which were committed within eighteen (18) months from the first violation; and
- D. An additional penalty of twenty-five dollars (\$25.00) for each violation for the failure to respond to a notice of liability within the prescribed time period.

SECTION 5. NOTICE OF LIABILITY.

- A. A notice of liability shall be sent as provided by New York State Law by first class mail to each person alleged to be liable as an Owner for a violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law. Personal delivery on the Owner shall not be required. A manual or automatic record of mailing prepared in the ordinary course of business shall be prima facie evidence of the facts contained therein. To the extent that New York State Law does not preclude the County from causing such mailing to be made, the County shall undertake or cause to be undertaken such mailing.
- B. A notice of liability shall contain the name and address of the person alleged to be liable as an Owner for a violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law, the registration number of the vehicle involved in such violation, the location where such violation took place, the date and time of such violation and the identification number of the camera which recorded the violation or other document locator number.
- C. A notice of liability shall contain information advising the person charged of the manner and the time in which he or she may contest the liability alleged in the notice. Such notice of liability shall also contain a warning to advise the persons charged that failure to contest in the manner and time provided shall be deemed an admission of liability and that a default judgment may be entered thereon.

- D. The notice of liability may contain such other information as the entity causing such notice of liability to be mailed deems appropriate to communicate the law, the adjudicatory process if the addressee of the notice wishes to contest the notice of liability.

SECTION 6. OWNER LIABILITY.

- A. The Owner of a vehicle shall be liable for a penalty imposed pursuant to this Local Law if such vehicle was used or operated with the permission of the Owner, express or implied, in violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law and such violation is evidenced by information obtained from a School Bus Photo Violation Monitoring System; provided however that no Owner of a vehicle shall be liable for a penalty imposed pursuant to this Local Law where the operator of such vehicle has been convicted of the underlying violation of subdivision (a) of Section 1174 of the New York State Vehicle and Traffic Law. For purpose of this Section and this Local Law, there shall be a presumption that such vehicle was used and operated with the consent of the Owner at the time it was used and operated in violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law.
- B. If the Owner receives a notice of liability pursuant to this Local Law for any time period during which the vehicle was reported to the police as having been stolen, it shall be a valid defense to an allegation of liability for a violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law that the vehicle had been reported to the police as stolen prior to the time the violation occurred and had not been recovered by such time. For purposes of asserting the defense provided by this subdivision, it shall be sufficient that a certified copy of the police report on the stolen vehicle be sent or delivered to a court of competent jurisdiction or parking violations bureau having jurisdiction where any contested notice of liability would otherwise be determined.
- C. An Owner who is a lessor of a vehicle to which a notice of liability was issued pursuant to this Local Law shall not be liable for the violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law, provided that he or she complies with the provisions of Section 1174-a of the New York Vehicle and Traffic Law and otherwise sends to the Court of competent jurisdiction or other adjudicatory bureau or agency of competent jurisdiction, a copy of the rental, lease or other such contract document covering such vehicle on the date of the violation, with the name and address of the lessee clearly legible, within thirty-seven (37) days after receiving notice from the agency or entity which caused such notice of liability to be issued, together with the information contained in the original notice of liability. Failure to send such information within thirty seven (37) day time period shall render the Owner liable for the penalty prescribed by this Local Law. Where the lessor complies with the provisions of this paragraph, the lessee of such vehicle for purposes of this Section, shall be deemed to be the Owner of such vehicle on the date of such violation for the purposes of this Section, shall be subject to liability for the violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law and shall be sent a notice of liability pursuant to Section 4 of this Local Law.
- D. A certificate, sworn to or affirmed by a technician employed by the County, or a facsimile thereof, upon inspection of photographs, microphotographs, videotapes, other recorded images produced by a School Bus Photo Violation Monitoring System, shall be prima facie evidence of

the facts contained therein. Any photographs, microphotographs, videotapes, or other recorded images evidencing such a violation shall be available for inspection in any proceeding to adjudicate the liability for such violation.

- E. It shall be a defense to any prosecution for or allegation of a violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law that such school bus stop-arms were malfunctioning at the time of the alleged violation.
- F. An imposition of liability under this Local Law shall not be deemed a conviction and shall not be made part of the operating record of the person upon whom such liability is imposed nor shall it be used for insurance purposes in the provision of motor vehicle insurance coverage.
- G. All fines and penalties collected pursuant to this law shall be deposited with the County Treasurer.
- H. For the purpose of informing and educating Owners for motor vehicles in this County during the first thirty-day (30) period in which a School Bus Photo Violation Monitoring System is in operation pursuant to the provisions of this Local Law, all Owners of motor vehicles who would otherwise be held liable for failure of operators thereof to comply with Section 1174 of the New York Vehicle and Traffic Law when meeting a school bus marked and equipped as provided in subdivisions 20-21-c of Section 375 of such Law, shall be issued a written warning in lieu of a notice of liability.

SECTION 7. ADJUDICATION OF LIABILITY.

Liability pursuant to the demonstration program established hereunder shall be imposed upon Owners by the Court of competent jurisdiction in Oneida County or in another other manner pursuant to the New York State General Municipal or Vehicle and Traffic Law(s).

SECTION 8. ACTION FOR INDEMNIFICATION.

If the Owner held liable for a violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law was not the operator of the vehicle at the time of the violation, the Owner may maintain an action for indemnification against the operator.

SECTION 9. REPORTING REQUIREMENTS.

- A. The County, acting by and through the Cortland County Sheriff's Office, shall develop and cause to be submitted an annual report on the results of the use of a School Bus Photo Violation Monitoring System to the Governor, the president of the Senate and the speaker of the Assembly on or before June 1 of each year in which the demonstration program is operable. Such report shall include any information required by Section 1174- a (m) of the New York Vehicle and Traffic Law to be included as a result of the enactment of this Local Law.
- B. Pursuant to the requirements of Section 1174-a of the New York State Vehicle and Traffic Law, courts, bureaus, and agencies conducting adjudications as a result of this Local Law shall report at least annually to the County on the quality of the adjudication process and its results including the total number of hearings scheduled, re-scheduled, and held; the total number of persons scheduled for such hearings; the total number of cases where fines were paid on or

before the hearing date; and the total number of default judgments entered.

- C. The County, acting by and through the Cortland County Sheriff's Office, shall annually provide a copy of the annual report submitted pursuant to subsections A and B of this Section, to each Local Law enforcement agency having jurisdiction to enforce violations of the vehicle and traffic law or any ordinance, rule or regulation relating to traffic adopted pursuant to such law on roadways within the County.

SECTION 10. APPLICABILITY.

This Local Law shall apply to all actions in school districts that have agreements with the County for any school year commencing on or after September 1st, 2021.

SECTION 11. SEVERABILITY.

If any clause, sentence, paragraph, subdivision, section, or part of this Local Law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this Local Law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

SECTION 12. EFFECTIVE DATE

This Local Law shall take effect on June 1, 2021.



February 2021

Stop Arm Safety Camera Program



verramobility.com



AGENDA

CrossingGuard School Bus Stop Arm Safety Camera Program

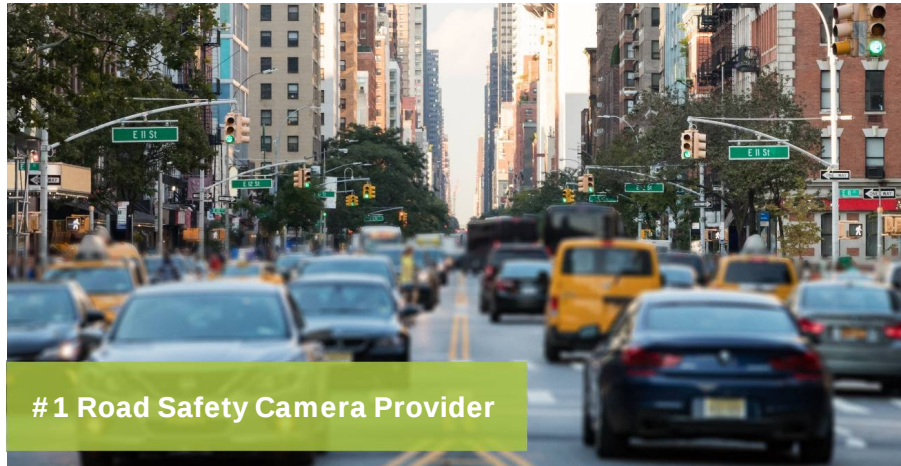


1. **Verra Mobility**
2. NY State - Illegal School Bus Passing Legislation
3. CrossingGuard Safety Program Overview
4. Let's Put a Stop to Illegal Passing
5. Q&A



VERRA MOBILITY

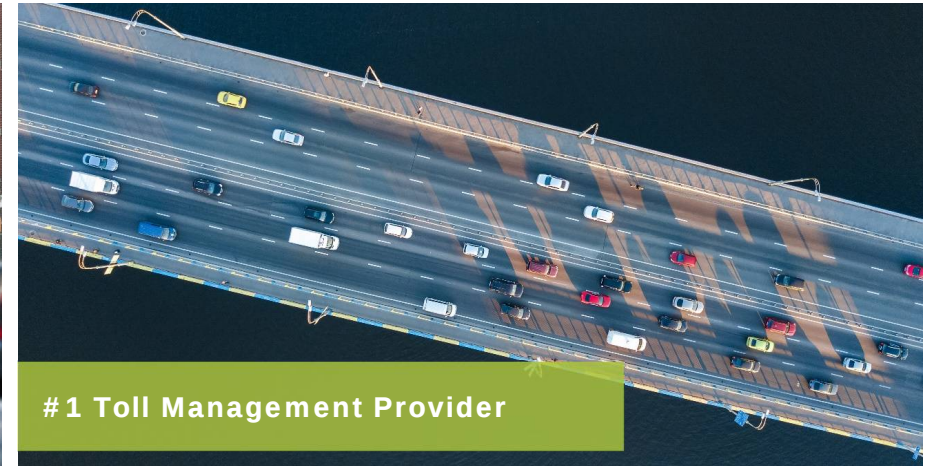
The Most Experienced Smart & Safe Camera Provider



#1 Road Safety Camera Provider

Government Solutions

- > Speed safety enforcement
- > Red-light safety enforcement
- > School bus stop arm safety
- > Bus lane & intersection mobility
- > Video & analytics
- > License plate recognition



#1 Toll Management Provider

Commercial Fleet

- > Toll management
- > Fleet management
- > Violation processing
- > Shared mobility
- > Title & registration
- > Foreign collections

Confidential & Proprietary

3

VERRA MOBILITY

The Most Experienced Smart & Safe Camera Provider

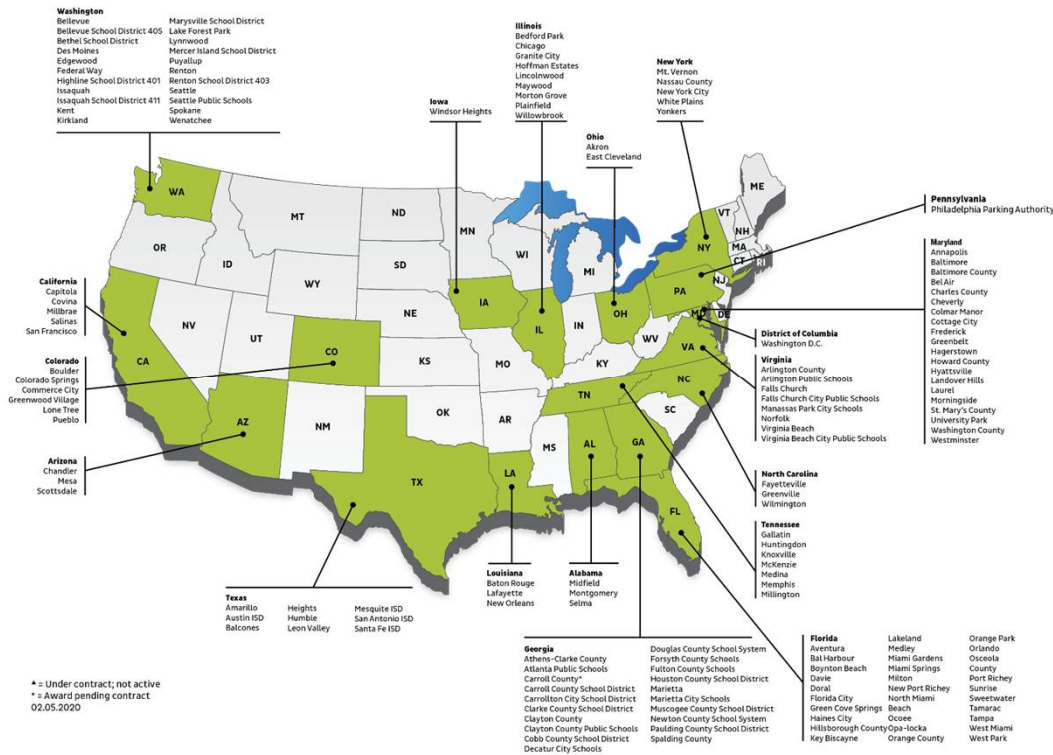


Local & National Vendor of Choice

Verra Mobility is the largest and leading provider of red-light, speed and school bus stop arm safety cameras in the country.

Most importantly, we support more road safety cameras in the state of New York than any other vendor.

School bus stop arm safety camera programs in both large and small communities throughout the country.



* = Under contract; not active
* = Award pending contract
02.05.2020



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4

VERRA MOBILITY

The Most Experienced Smart & Safe Camera Provider



Local & National Vendor of Choice

Mt. Vernon



White Plains



Yonkers



New York City



Nassau County



Verra Mobility is the largest and leading provider of red-light, speed and school bus stop arm safety cameras in the country.

Most importantly, regionally we support 2,100 road safety cameras in the state of New York, more than any other vendor.

School bus stop arm safety camera programs in both large and small communities throughout the country.

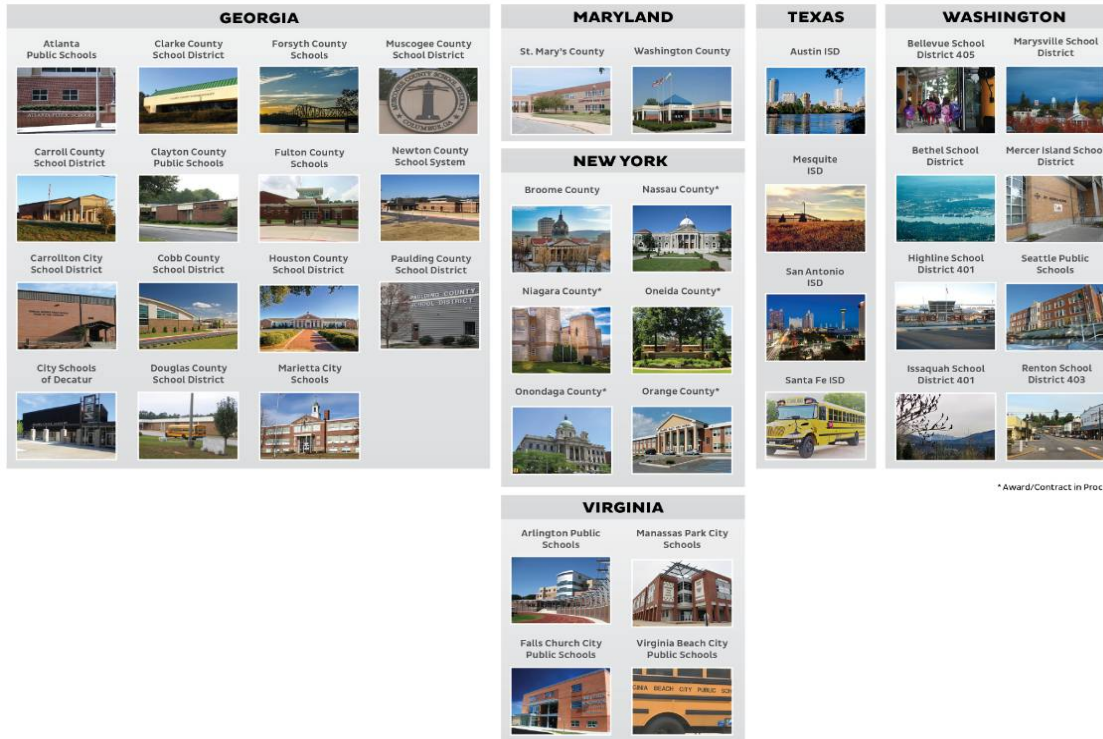


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VERRA MOBILITY

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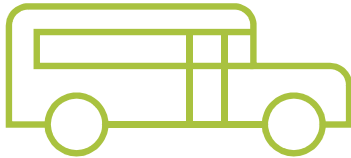
6

SMART & SAFE CITY SOLUTIONS

CrossingGuard School Bus Stop Arm Safety Camera Program

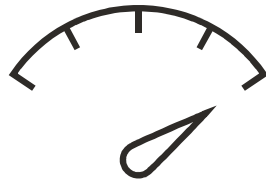
Stop-Arm Safety Cameras

Capture and process images and video of vehicles illegally passing school buses



Speed Safety Cameras

Capture and process images and video of vehicles exceeding speed limits



ALPR Cameras

Fixed, vehicle-mounted, and trailer vehicle recognition solutions with real-time alerting



Red-Light Safety Cameras

Capture and process images and video of vehicles running red lights



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7

SAFER SCHOOLS, SMARTER SOLUTIONS

CrossingGuard School Bus Stop Arm Safety Camera Program

Verra Mobility Solutions

- **ENHANCE** school and community safety while increasing families' peace of mind
- **PROTECT** officers from dangerous traffic stops with automated, contact-free enforcement
- **BUILD** safer communities and accelerate investigations with the latest video and analytics tools
- **FUND** a network of smart and safe city technologies and initiatives



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AGENDA

CrossingGuard School Bus Stop Arm Safety Camera Program



1. Verra Mobility
2. **NY State - Illegal School Bus Passing Legislation**
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5. Q&A



NEW YORK LEGISLATION | NY VTL § 1174(A)

Safety Program Specifics Required by State Law



Safety Program Authorization

- § Authorizes a county, city, town or village to enter into an agreement with a school district to install school bus stop arm cameras.
- § If a county enters into an agreement with a school district, no cities, towns or villages within said county may then enter into an agreement with the school district.
- § No county may enter into an agreement with any city school district wholly contained within a city.



Safety Program Specifics

- § School bus stop arm safety cameras must only be placed outside facing away from the interior of the bus and may only capture vehicles illegally passing stopped school buses.
- § Notices must include the date and time of the incident, the registration number of the vehicle, the identification number of the camera and instructions for how to contest the fine.
- § Signage shall be posted at each roadway entrance of the jurisdictional boundaries of such county, city, town or village.
- § A county, city, town or village shall send an annual report to the governor and Legislature detailing the performance of a school bus stop arm safety camera program.

Civil Penalty

- § \$250 for a first violation
- § \$275 for a second violation within an 18-month period
- § \$300 for each violation subsequent violation within the same 18-month period
- § An additional \$25 may be assessed for each violation for failure to respond to a notice of violation within the prescribed time period
- § Adjudication shall be through the local traffic violations bureau or the court having jurisdiction over traffic violations, or through an administrative tribunal if authorized by local law.

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AGENDA

CrossingGuard School Bus Stop Arm Safety Camera Program



1. Verra Mobility
2. NY State - Illegal School Bus Passing Legislation
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PUT A STOP TO ILLEGAL PASSING

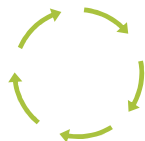
KEEPING KIDS SAFE



**Violator-Funded
No Upfront Costs**



**Stop Arm
Enforcement**



**End-to-End
Program Services**



**Experienced
Support Teams**



**Positive Customer
References**



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SMARTER SOLUTIONS, SAFER KIDS

CrossingGuard School Bus Stop Arm Safety Camera Program



CROSSINGGUARD is a turnkey stop arm safety camera solution that incorporates all of the services required to successfully reduce illegal school bus passing.

Verra Mobility provides communities with an **end-to-end solution** that makes implementing a very complicated safety camera program, relatively **easy for our clients**.

ZERO

➤ **UPFRONT SAFETY
PROGRAM COSTS**

99 %

➤ **OF DRIVERS WHO WERE
ISSUED & PAID A VIOLATION
DID NOT RECEIVE A SECOND***



- Enhance student safety
- Reduce illegal passing

- Change driver behavior
- Enforce traffic laws

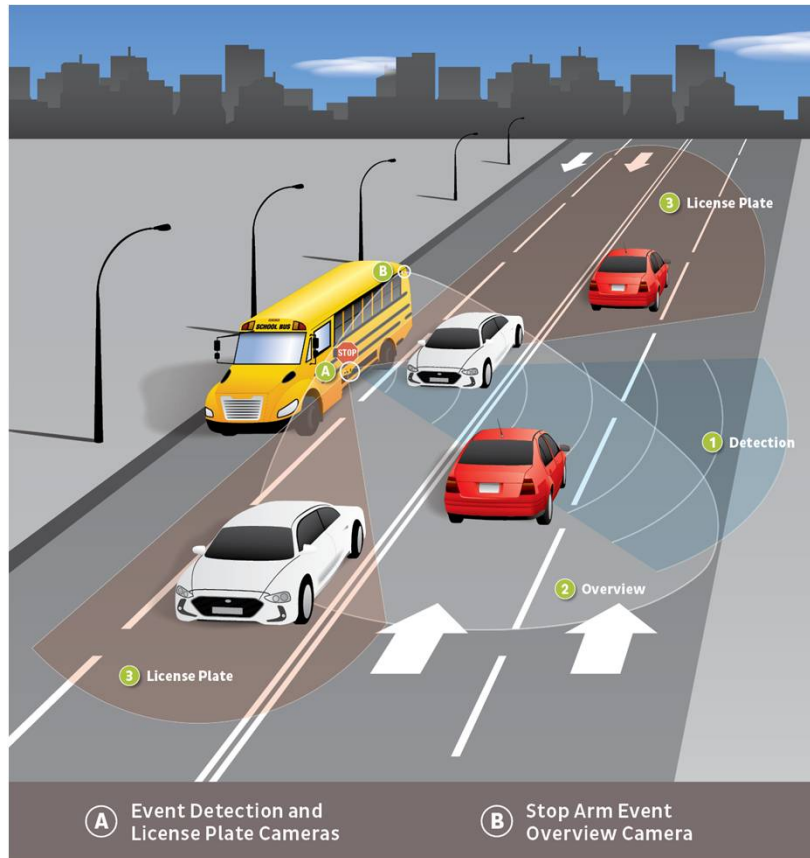


*Verra Mobility Data: 24 Operational CrossingGuard programs in GA, MD, TX, VA during the 2018/19 school year (Confidential, Proprietary)

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HOW IT WORKS

CrossingGuard School Bus Stop Arm Safety Camera Program



- Step 1:** Video cameras are installed at key locations on the exterior of the school bus.
- Step 2:** When a school bus extends its stop arm, the system automatically uses radar detection to capture a vehicle passing the stopped bus within the enforced zone.
- Step 3:** When a vehicle passes the school bus, the cameras record video showing the violating vehicle.
- Step 4:** The event images extracted from the video include not only the vehicle as it passes the school bus, but also the vehicle's license plate and the extended stop arm of the bus. The video of the vehicle is provided as further evidence of the event.
- Step 5:** Event data and images are then wirelessly uploaded to Verra Mobility's back-office via a secure VPN for event processing per business rules.
- Step 6:** Law enforcement personnel review the evidence and determine whether a violation has occurred.
- Step 7:** If law enforcement determine the event is a violation, a notice is issued and mailed to the vehicle owner.



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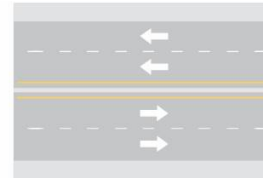
LEADING STOP ARM SAFETY CAMERA TECHNOLOGY

CrossingGuard School Bus Stop Arm Safety Camera Program



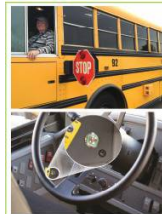
AUTOMATED EVENT CAPTURE

No live reviewing required. Accurately enforces and captures only stop arm violations.



MULTIPLE LANE ENFORCEMENT

Enforces up to six lanes of traffic. Two plate cameras and one over-view camera included.



NO DRIVER INTERACTION REQUIRED

Enables bus driver to focus on driving and child safety.

SILENT ALARM BUTTON

Alerts authorities with the simple push of a button.



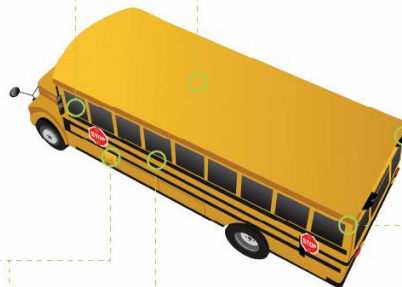
AUTOMATED WIRELESS UPLOAD

Fast data and evidence transfer at speeds up to 4G.



GPS LOCATION IDENTIFICATION

Pinpoints event location on a color map. Map printed on citation as further evidence.



License Plate Cameras



Radar Detector

ADVANCED DETECTION

Stop arm event capture from radar technologies.

INFRARED TECHNOLOGY

Optimal performance in early mornings and dark evenings.

IMAGE BOOST TECHNOLOGY

Fast shuttering, automatic gain control, white balance adjustments for crisp clear images.

HEATED CAMERA LENSES

Optimal performance in cold snowy conditions.



WEATHER-RESISTANT & TAMPERPROOF

IP67 rated enclosures with Gorilla® Glass technology.



DIGITAL VIDEO RECORDER

Proprietary suspension system built for vibration-resistance.



OPTIONAL DOOR-SIDE/RIGHT-SIDE CAMERA

Captures video of vehicles overtaking the bus on the left and/or right side of the bus.



EVIDENCE PACKAGES

Violation data, video, images and a GPS map all included.



MULTI-CITATION TECHNOLOGY

Proprietary software used to capture multiple violations at one stop



MULTI-JURISDICTIONAL TECHNOLOGY

Automated advanced mapping enables event prosecution in the correct jurisdiction.

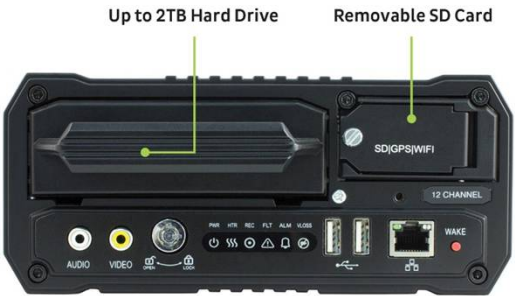
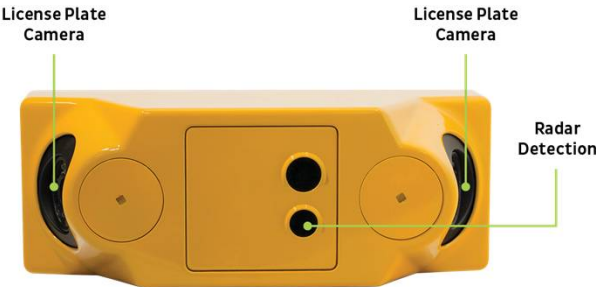


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HARDWARE OVERVIEW

CrossingGuard School Bus Stop Arm Safety Camera Program

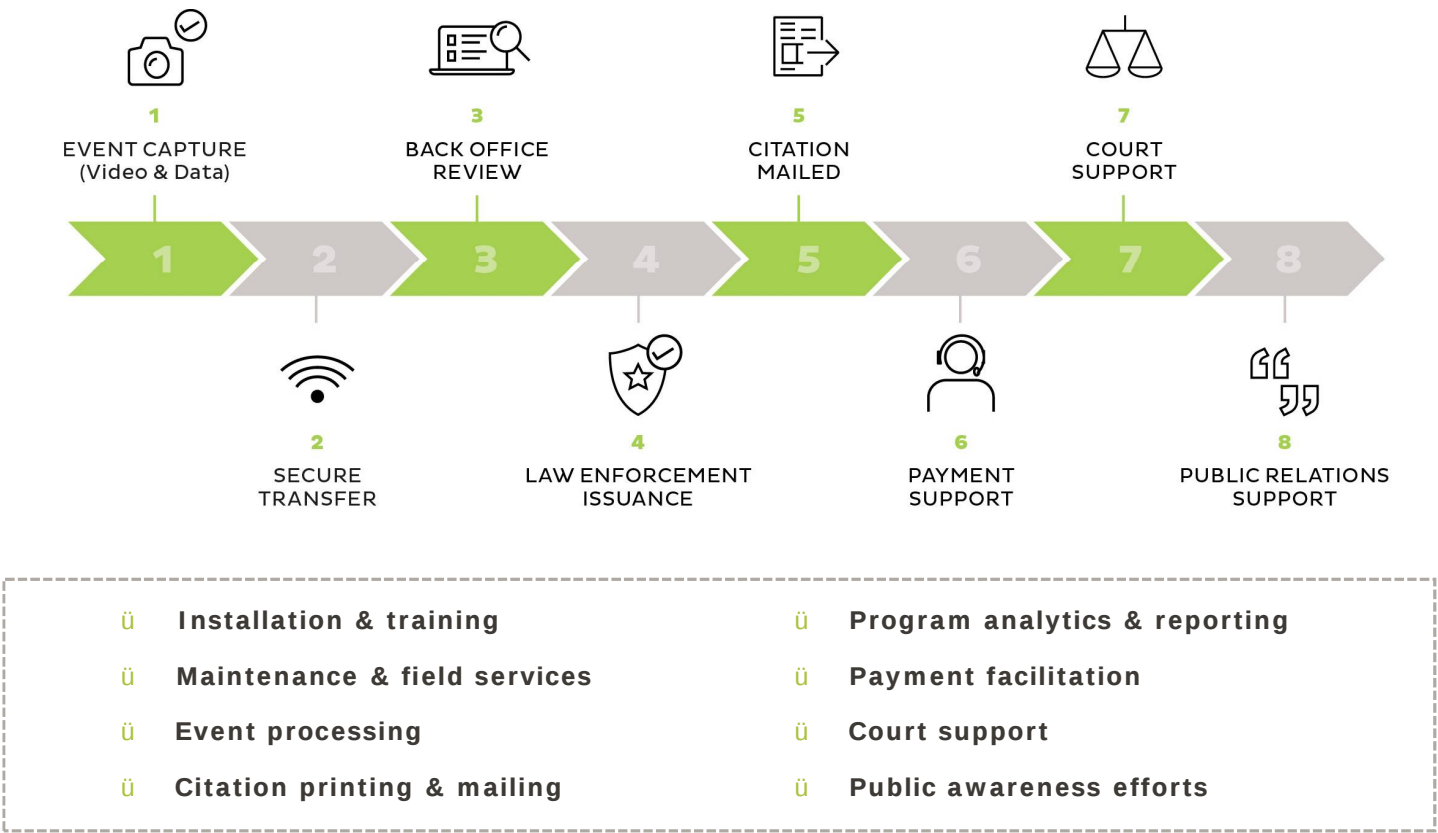


SILENT ALARM



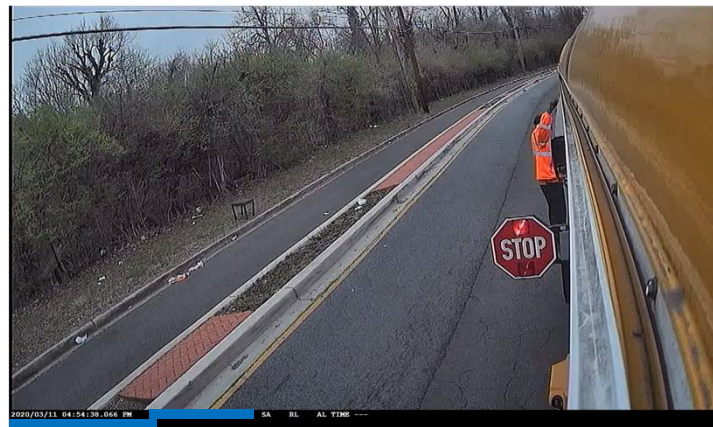
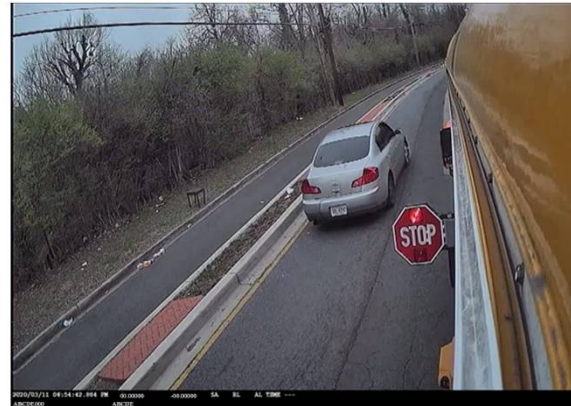
END-TO-END STOP ARM SAFETY PROGRAM SOLUTION

CrossingGuard School Bus Stop Arm Safety Camera Program



VIOLATION IMAGE SET, GPS MAP & VIDEO

CrossingGuard School Bus Stop Arm Safety Camera Program



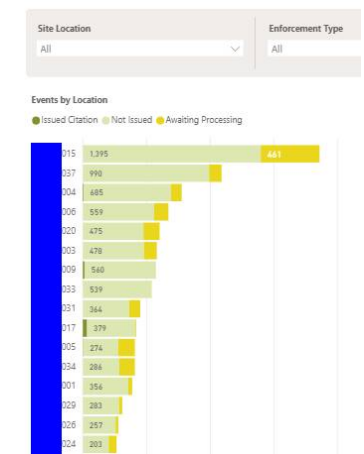
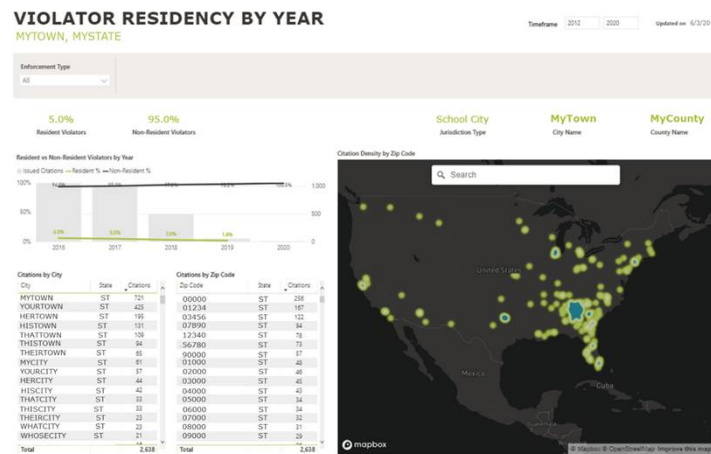
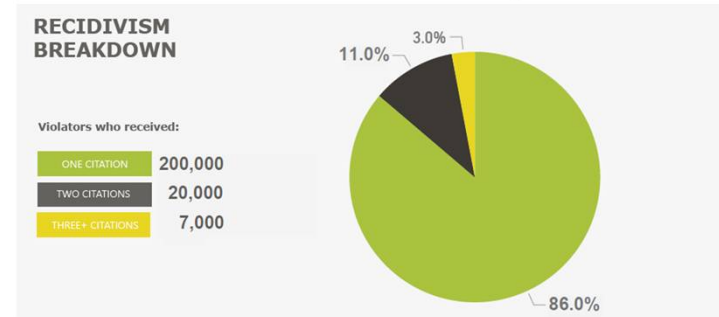
- A shot
- B Shot
- Plate shot
- GPS map
- Violation video



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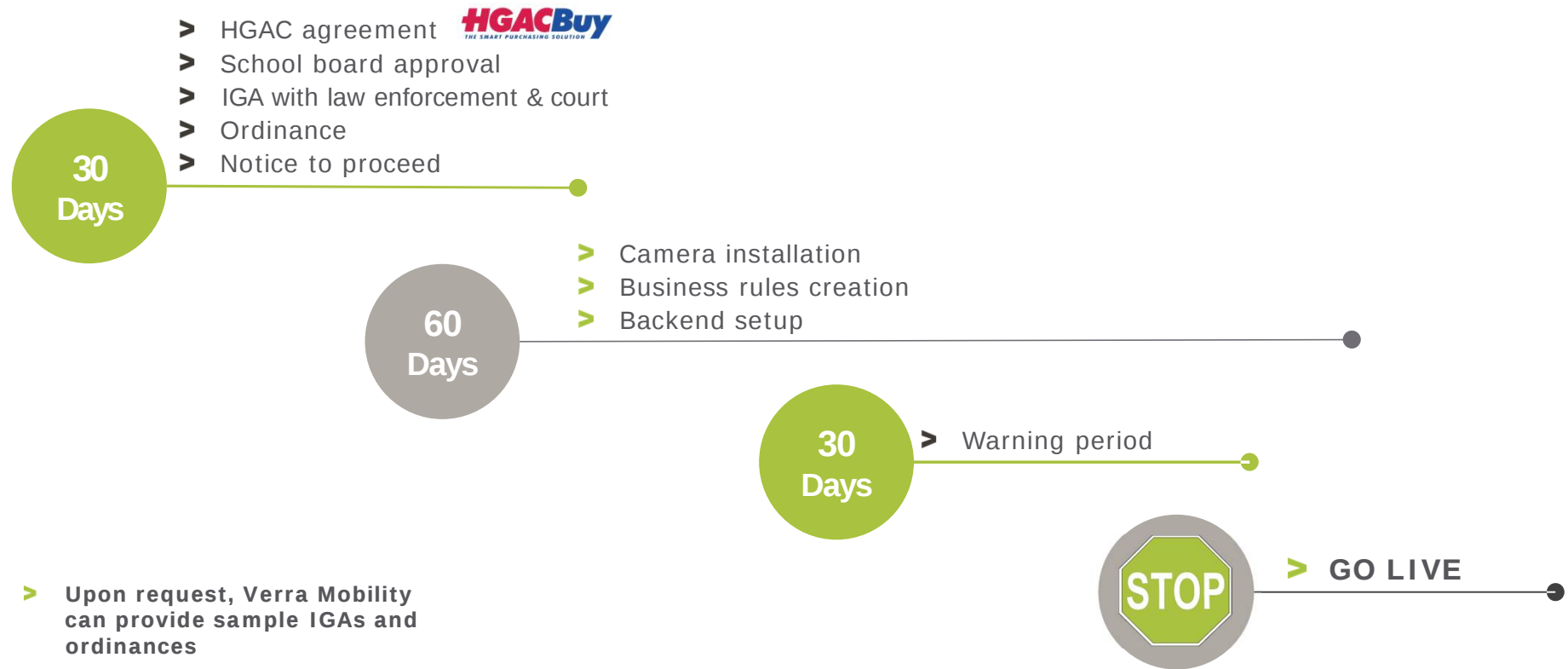
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CrossingGuard School Bus Stop Arm Safety Camera Program



IMPLEMENTATION PROCESS

CrossingGuard School Bus Stop Arm Safety Camera Program



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COMMUNITY ROLES & RESPONSIBILITIES

CrossingGuard School Bus Stop Arm Safety Camera Program



County & School District

- Manage vendor relationship
- Grant access to bus yard for installation and maintenance



Law Enforcement

- Review event evidence and either accept or reject



Hearing Officers

- Conduct hearings, appeals



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AGENDA

CrossingGuard School Bus Stop Arm Safety Camera Program



1. Verra Mobility
2. NY State - Illegal School Bus Passing Legislation
2. CrossingGuard Safety Program Overview
- > 3. **Let's Put a Stop to Illegal Passing**
4. Q&A



LET'S PUT A STOP TO ILLEGAL SCHOOL BUS PASSING

CrossingGuard School Bus Stop Arm Safety Camera Program



THE ISSUE

Data collected from school bus drivers in 39 states throughout the United States.



ILLEGAL PASSING

In 2019, an estimated **17 million drivers** illegally passed school buses across the country.¹

THE SOLUTION

Data collected from 34 operational school bus stop arm safety programs.



CHANGING DRIVER BEHAVIOR

99% of drivers who received and paid a ticket for illegally passing a school bus **DID NOT receive a second.**²



SOURCES:

1) NASDPTS 2019, [HTTP://WWW.NASDPTS.ORG](http://www.nasdpts.org)

2) VERRA MOBILITY DATA: 34 OPERATIONAL CROSSINGGUARD PROGRAMS IN GA, WA, MD, TX, VA DURING THE 2019/20 SCHOOL YEAR (08/19-03/20)

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LET'S PUT A STOP TO ILLEGAL SCHOOL BUS PASSING

CrossingGuard School Bus Stop Arm Safety Camera Program



HGACBuy
THE SMART PURCHASING SOLUTION



VERRA MOBILITY

- A global leader in smart transportation
- A leading provider of road safety cameras in the U.S.

END-TO-END SERVICES

- Installation & training
- Maintenance & field services
- Event processing
- Citation printing & mailing
- Safety program analytics
- Payment support
- Court support
- Public awareness efforts

FEATURED TECHNOLOGY

- Radar detection
- IR illumination
- Heated camera lenses
- Silent alarm button
- 2TB purpose-built DVR

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HGAC COOPERATIVE PURCHASING

CrossingGuard School Bus Stop Arm Safety Camera Program



HGAC selected Verra Mobility in the cooperative purchasing RFP for school bus stop arm enforcement and additional road safety camera solutions.



Agency or Municipality:

- Must be a member of HGAC
- Satisfies cooperative purchasing requirements in many jurisdictions
- Executes an agreement with Verra Mobility
- Executes a purchase order with HGAC



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AGENDA

CrossingGuard School Bus Stop Arm Safety Camera Program



1. Verra Mobility
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5. **Q&A**



QUESTION & ANSWER

CrossingGuard School Bus Stop Arm Safety Camera Program



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NYS School Bus Photo Violation Monitoring Systems

Effective Date:

Chapter 145 Laws of 2019 is effective September 6, 2019. Law expires December 1, 2024

Vehicle and Traffic Law Amended

§ 1174-a Vehicle and Traffic Law amended, and a new section added to enable local governments and school districts to work together to enact a demonstration program for the installation of school bus monitoring cameras to identify motorists passing stopped school buses when bus red lights flashing and stop arm lowered.

How Many States Have a School Bus Stop Arm Safety Program?

Five states have a program, NY is the sixth state.

Are there Studies Proving the Efficacy of the Program?

There are a few studies from independent 3rd parties that discuss some of the results and benefits of a school bus stop arm program. On average, some companies report a 40 percent reduction in the number of violations issued from the first month of school to the last month of school. Studies have also shown after a motorist receives a violation, it is rare for that motorist to become a repeat offender. Here are the safety studies:

<https://www.schoolbusfleet.com/news/726333/new-guide-promotes-school-bus-stop-arm-camera-advocacy>

<https://static.tti.tamu.edu/tti.tamu.edu/documents/TTI-2008-7.pdf>

<https://www.nhtsa.gov/school-bus-safety/reducing-illegal-passing-school-buses>

<http://www.sesptc.com/2017Presentations/P3.pdf>

How are Local Governments Involved?

Any county, city, town or village, located within a school district, may adopt a local law or ordinance establishing a school bus photo demonstration program. Local governments thereafter may enter into an agreement with the applicable school district for the installation, maintenance and use of school bus photo violation monitoring systems on school buses for the proper handling and custody of photographs, microphotographs, videotapes, other recorded images and data produced by such systems and for the forwarding of such photographs, microphotographs, videotapes,

other recorded images to the applicable county, city, town or village which establishes demonstration program. Any Agreement shall be approved by majority vote of the applicable local government, and by resolution of the participating school district. The costs of the program are not eligible as an aid able expense of the district for state school aid.

Where a district has entered into an agreement with a county, no cities, towns or villages within the same county may enter into, or be a party to, any agreement with the district. No county shall enter into an agreement with a district wholly contained within a city, unless that city school district overlaps a bordering town, then the district may contract with the county program. Districts are authorized to withdraw or terminate participation with this demonstration program at any time. Districts are prohibited from accessing any images from the photo monitoring program. Photographs shall be destroyed within 90 days after the date of liability if no notice of liability is issued to owner of vehicle or upon final disposition of notice of liability.

What are the Requirements for Signage notifying the public of the School Bus Camera Program?

Counties, towns, cities or villages shall install signage in conformance with standards established pursuant to the Manual on Uniform Traffic Control Devices (MUTCD) at each roadway entrance of the jurisdictional boundary of the county giving notice that school bus photo violation monitoring systems are used. Roadways do not include state express routes or state interstate routes but shall include controlled access highway exit ramps that the enter the jurisdiction of the county.

Is there a cost to the school district or local governments?

Districts cannot be charged for participating with a local government in a school bus photo violation program. The total cost to the district of the installation, maintenance and use of the school bus photo violation monitoring systems shall be borne entirely by the applicable local government sponsoring the demonstration program. There are implementation costs for signage notifying drivers entering the county borders that the county has in place a school bus photo violation program. Violation fees generated from the program should be used to operate the program so that there are no up-front tax payer costs to the county.

Where are the Cameras located?

The School Bus Photo Monitoring Demonstration Program implemented by the county, city, town or village with the district may include stationary devices at fixed locations or mobile units affixed to school buses owned or operated under contract with districts. Any school bus photo monitoring device mounted on a bus shall be directed outwardly from bus to capture images of vehicles. There is no interaction required or necessary for the driver of the bus, as the cameras operate autonomous from the driver's responsibilities. Multiple cameras within the installed system detect the license plate and up to four lanes of traffic in the vicinity of the stopped school bus capturing images

of vehicles passing from behind or from ahead of the stopped school bus. Law enforcement rev

A county, city, town or village located within a school district is authorized and empowered to adopt and amend a local law or ordinance establishing a demonstration program imposing monetary liability on the owner of the vehicle for failure of an operator to stop said vehicle when meeting a school bus marked and equipped.

A Memorandum of Understanding must be executed between the local government and the school district before installation and operation of any program.

What are the fees for passing stopped marked school buses?

Owner liability for failure of operator to stop for school bus displaying a red visual signal and stop-arm. The owner of the vehicle shall be liable for a penalty if such vehicle was used or operated with the permission of the owner, express or implied. Owner shall not be liable for the following penalty if he/she was convicted of the underlying violation of §1174-a. It shall also be a defense to any prosecution that such school bus arm was malfunctioning at the time of the alleged violation. There are no motorist moving violations (points on driver's license), or notification to insurance companies of a violation.

Civil fine per state law is as follows:

First violation:	\$250
Second Violation:	\$275 (both of which committed within 18 months)
Third Violation:	\$300 (all of which committed within 18 months)

Additional Local Surcharge \$25 (up to for failure to respond to notice of liability in timely manner).

*Violations are also exempt from state mandated traffic ticket surcharges

What about Privacy Issues for Motorists or Pedestrians?

Any county, city, town or village establishing the demonstration program shall adopt and enforce measures to protect the privacy of drivers, passengers, pedestrians and cyclists whose identity and identifying information may be captured by bus photo monitoring system. Counties shall implement oversight procedures to ensure compliance with privacy protection measures. Per state law, all evidence not relevant to the violation is destroyed within 90 days from date of the incident. Additionally, upon final adjudication of the violation or failure to prosecute, all images used to prosecute the violation are destroyed. Evidence is maintained by the company during an appeal process.

How Do Local Governments and School Districts Report on Effectiveness of Demonstration Program?

On or before September 1 of each year, the district shall determine and certify to each county, city, town or village with which it has entered into an agreement ***the total cost*** to the district for the school year ending the preceding June 13 of installing, maintaining and using such systems.

On or before December 1 of each year, each county, city, town or village shall pay to the district such costs so certified to it on or before the preceding September 1.

Within 20 days of when such payment is due or is due, the district shall submit to the state director of the budget, and the chairs of the state legislature fiscal committees a report for each such county, city, town, village showing the amount of costs certified and the amount of payments so received or due.

Failure to make timely payments to the district shall suspend demonstration program until payments are made.

Any county, city, town or village which enacts this demonstration program shall submit an annual report to the Governor, Temporary President of the Senate and the Speaker of the Assembly of the results of the use of bus photo monitoring program by June 1, 2020 and each additional year thereafter. Such report shall include information pertaining to:

- The number of buses and description of routes where stationary and mobile bus photo systems used
- Total number, type and severity of accidents if maintained by DMV
- Total number of violations recorded at each location and total of violations recorded on daily, weekly and monthly basis.
- Total number of convictions for violations of §1174-a if maintained by DMV
- Total number of notices of liability issued for violations recorded by such systems
- Number of fines and total amount of fines paid after first notice of liability issued
- Number of violations adjudicated
- Total amount of revenue collected for adjudication received by city, town or village (not county)
- Expenses incurred by such city, town or village for program (not county)
- Description of the adjudication process
- Description of public education activities to warn motorists of this new program

Any county, city, town or village shall submit required state reports to local law enforcement agencies having jurisdiction to enforce violations of the vehicle and traffic law.

Does Law Enforcement Officer Need to Validate That a Violation Did Occur?

Yes, a law enforcement agency must validate the findings before a violation is issued. Camera Technology on the bus provides law enforcement with necessary video footage and a complete evidence package simplifying the process needed to validate violation, minimizing the time that officers need to take to validate the violation. All evidence is stored by the company and shared with law enforcement or courts for reviewing and adjudicating the violation. Providers should guarantee that the system used can produce all the evidence that is required to prosecute a violation.

How are Violations Processed?

Adjudications of violations imposed on owners shall be by a traffic violations bureau where the violation occurred, or if there be none, by the court having jurisdiction over traffic infractions where the violation occurred. Counties are urged to work with companies with direct interface to parking violations bureau and where no parking violations bureau exists, with local justice courts.

Does a Motorist Have Access to the Violation Evidence?

Yes. A motorist will receive notification of the violation and can review on a web portal the evidence used to prosecute that a violation occurred and can pay, challenge or dispute the violation.

What Happens to the Revenue Received from Violations?

Where a county has established a demonstration program any fine or penalty collected by a court, judge, magistrate or other officer for an imposition of liability which occurred within such county shall be paid to the state comptroller within the first ten days of the month following collection. The comptroller shall pay 90% of any such fine or penalty to the county, and 10% of any such fine or penalty to the city, town or village in which the violation giving rise to the liability occurred.

How Are the Cameras Purchased/Leased?

The purchase or lease of equipment for demonstration program is subject to §103 of the general municipal law.

Who Contracts with the Vendor for Implementing the Program?

The county will enter into a master licensing agreement with the digital imaging company and then a Memorandum of Understanding is executed between the county and the participating districts. The MOU will detail the rights and responsibilities of each party in conformance with state law. The districts will designate which bus routes will have the cameras in place. Company will customize the program to the rules of the county, districts, towns and villages. Company will train all end users of the technology and be responsible for all maintenance and upkeep of systems.

What About Vehicles Being Operated on Road from Car Rental Companies?

Drivers using these vehicles will receive the violation directly from the digital imaging company as they have access to the car rental agreements.

ON MOTION OF SANDRA PRICE, COMMITTEE CHAIR

AGENDA ITEM NO. 1

A Resolution in Support of Reintroduction into the New York State Senate and Assembly of Senate Bill S2761 of 2018, Also Known as “Laree’s Law,” to Amend the New York Penal Law by Adding a New Subdivision 21 to § 220.00, Defining an “Opiate Controlled Substance” and Creating a New Section, § 125.24, to Establish an Offense of “Homicide by Sale of a Controlled Substance.” - District Attorney

WHEREAS, deaths due to opioid overdoses in the United States have been at an epidemic level since 2010, such as to cause a decrease in the average life expectancy by three (3) years from 2010 to 2017; ¹ AND

WHEREAS, deaths due to opioid overdoses in the United States have caused the average life expectancy to decrease by one (1) full year in 2020; ² AND

WHEREAS, opioid deaths, particularly in the County of Cortland, New York, in 2020 have increased approximately two (2) fold from 2019; AND

WHEREAS, many illicit drugs encountered by local law enforcement agencies are found or suspected to be laced with the highly addictive and deadly fentanyl; AND

WHEREAS, the illegal trade in narcotics in large measure facilitates such overdose deaths, AND

WHEREAS, law enforcement, in the investigation of such overdose deaths, is often able to trace the source of illicit drugs that caused such overdose deaths; AND

WHEREAS, there presently exists no statutory mechanism by which to investigate, arrest, prosecute, convict, and punish the sale, exchange, gift, or disposal of opioids, or other drugs that are the cause of such overdose deaths, AND

WHEREAS, the proposed legislation would define specifically an “opiate controlled substance;” as well as create an offense of *Homicide by Sale of a Controlled Substance* by which law enforcement and prosecutors may then investigate, arrest, prosecute, convict, and punish the sale, exchange, gift, or disposal of opioids found to be the cause of an overdose drug death; NOW THEREFORE BE IT

RESOLVED, that this Cortland County Legislature hereby entreats the New York State Legislature to enact Senate Bill S2761 of 2018, also known as “Laree’s Law;” AND BE IT FURTHER

RESOLVED, that the Clerk of this Legislature is hereby directed to transmit a copy of this resolution to the New York State Governor, President *Pro Tempore* of the New York State Senate, the Speaker of the New York State Assembly, Senator Oberacker, and Members of Assembly Kelles and Lemondes, urging their sponsorship and enactment of this legislation.

ON MOTION OF SANDRA PRICE, COMMITTEE CHAIR**AGENDA ITEM NO. 2****Amend the 2021 Budget to Reallocate Unspent Funds Related to the Lease of Sheriff's Department Vehicles - Sheriff's Department**

WHEREAS, the Cortland County Sheriff's Department leased vehicles in 2020, AND

WHEREAS, due to the impact of the COVID-19 pandemic, the vehicles were not received until December of 2020, and therefore the vehicles were not placed into service until 2021, AND

WHEREAS, the Sheriff's Department incurred expenses for the leased vehicles in 2021, NOW
THEREFORE BE IT

RESOLVED, the Cortland County Sheriff's 2021 budget be amended as follows:

Increase 2021:

A31205.54301	Leased Equipment	\$20,000
A31505.54301	Leased Equipment	\$2,500
A31205.54765	Judgment & Claims	\$2,240



CORTLAND COUNTY ASSIGNED COUNSEL OFFICE

CORTLAND COUNTY OFFICE BUILDING, SUITE B2
60 CENTRAL AVENUE, CORTLAND NY 13045

MICHAEL R. CARDINALE
ADMINISTRATOR

DONNA JOHNSON
SECRETARY

JPS Meeting-March 2021 Report

Denials: 4 financially ineligible
3 type of case

CONFLICT

Family Court:	67
Criminal:	
Felonies	14
Misdemeanors	24
Violations	5
Other	53
Infractions	1
Total	164

PUBLIC DEFENDER ASSIGNMENTS

Family Court	41
Criminal:	
Felonies	8
Misdemeanors	17
Violations	2
Other	31
Infractions	0
Total	99

COUNSEL AT FIRST ARRAIGNMENT		
After hours	18B	PD
March 2021	10	24
February 2021	10	18
January 2021	9	10
December 2020	8	8
November 2020	10	14
October 2020	4	18
September 2020	14	26
August 2020	6	13
Not After hours		
March 2021		31
February 2021		28
January 2021		27
December 2020		4
November 2020		29
October 2020		53
September 2020		41
August 2020		49

Total PD cases assigned: Assigned by AC- 99
Assigned by Courts- 119
218

Total Cases Assigned

164 + 218 = 382

(87 more assignments compared to February)

ILS Hurrell-Harring Grant Money

\$57,021.06 received 3/19/20

\$52,941.00 received 10/28/20

Attachment: JPS March 2021 (8435 : Assigned Counsel Monthly Activities Report)

04/01/2021 08:07
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YEAR-TO-DATE BUDGET REPORTP
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FOR 2021 13

ACCOUNTS FOR: A GENERAL FUND	ORIGINAL APPROP	TRANFRS/ ADJSTMTS	REVISED BUDGET	YTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
A11855 CORONERS							
A11855 51010 PART-TIME PAY	50,484	0	50,484	9,865.88	.00	40,618.12	19.5%
A11855 54000 TELEPHONE	400	0	400	18.40	.00	381.60	4.6%
A11855 54001 COPYING/PRINTING	400	0	400	.00	.00	400.00	.0%
A11855 54005 Office Materials &	500	250	750	249.80	.00	500.20	33.3%
A11855 54012 SPECIAL SUPPLIES &	400	-400	0	.00	.00	.00	.0%
A11855 54020 POSTAGE	100	0	100	5.82	.00	94.18	5.8%
A11855 54040 ASSOC/MEMBERSHIP D	220	0	220	.00	.00	220.00	.0%
A11855 54045 Travel & Sustenanc	1,200	0	1,200	.00	.00	1,200.00	.0%
A11855 54046 REMOVAL/TRANSFER/M	22,000	-22,000	0	.00	.00	.00	.0%
A11855 54048 Prog Spec Material	0	400	400	.00	.00	400.00	.0%
A11855 54055 PROFESSIONAL SERVI	4,000	0	4,000	200.00	.00	3,800.00	5.0%
A11855 54070 INSURANCE	155	0	155	178.30	.00	-23.26	115.0%
A11855 54071 MALPRACTICE/SPECIA	131	0	131	197.76	.00	-66.47	150.6%
A11855 54074 VEHICLE INSURANCE	284	0	284	308.74	.00	-24.46	108.6%
A11855 54075 OFFICE EQUIPMENT	250	-250	0	.00	.00	.00	.0%
A11855 54078 Fuel	1,500	0	1,500	66.76	.00	1,433.24	4.5%
A11855 54500 MEDICAL FEES & SER	60,000	-60,000	0	.00	.00	.00	.0%
A11855 54615 CONTRACTED MEDICAL	0	82,000	82,000	14,384.80	21,565.20	46,050.00	43.8%
A11855 58020 RETIREMENT	7,068	0	7,068	.00	.00	7,068.00	.0%
A11855 58030 FICA	3,862	0	3,862	634.74	.00	3,227.30	16.4%
A11855 58040 WORKERS COMP	1,990	0	1,990	2,016.45	.00	-26.45	101.3%
A11855 58060 HEALTH INS	25,789	0	25,789	5,951.28	.00	19,837.39	23.1%
A11855 58062 DENTAL INS	180	0	180	20.88	.00	159.60	11.6%
A11855 58065 VISION CARE BENEFI	39	0	39	9.00	.00	30.20	23.0%
TOTAL CORONERS	180,953	0	180,953	34,108.61	21,565.20	125,279.19	30.8%
TOTAL GENERAL FUND	180,953	0	180,953	34,108.61	21,565.20	125,279.19	30.8%
TOTAL EXPENSES	180,953	0	180,953	34,108.61	21,565.20	125,279.19	

Attachment: Coroner Monthly Budget Report - April (8430 : Coroner Monthly Budget Report)

2021 DA Statistics

	Jan 2020	Jan 2021	Feb 2020	Feb 2021	Mar 2020	Mar 2021	Apr 2020	Apr 2021	May 2020	May 2021	June 2020	June 2021
Fel-County & City	33	14	26	17	17	28	16		26		23	
Misd City	12	23	22	18	19	26	18		17		20	
Misd County	19	37	10	30	18	22	21		20		26	
Violations City	0	6		2		9	0		0		0	
Violations County	8	16	22	6	17	10	3		33		10	
Sealed Indictments	0		0	0	0	0	0		0		0	
TOTALS:	72	96	80	73	71	95	58	0	96	0	79	0
Vehicle and Traffic	155	277	120	222	135	283	93		45		169	
DWI's	18	13	20	4	13	16	2		7		9	
	July 2020	July 2021	Aug 2020	Aug 2021	Sep 2020	Sep 2021	Oct 2020	Oct 2021	Nov 2020	Nov 2021	Dec 2020	Dec 2021
Fel-County & City	17		15		31		26		23		18	
Misd City	20		34		43		31		24		28	
Misd County	21		34		33		10		32		20	
Violations City	0		0		5		11		7		6	
Violations County	17		28		12		2		4		6	
Sealed Indictments	0		0		0						0	
TOTALS:	75	0	111	0	124	0	80	0	90	0	78	0
Vehicle and Traffic	259		226		284		113		245		325	
DWI's	11		15		16		6		12		11	

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YEAR-TO-DATE BUDGET REPORTP
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FOR 2021 12

ACCOUNTS A	FOR: GENERAL FUND	ORIGINAL APPROP	TRANFRS/ ADJSTMTS	REVISED BUDGET	YTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
A341043 FIRE / EMERGENCY MANAGEMENT								
A341043	43306 20HSG HOMELAND SEC	-24,900	0	-24,900	.00	.00	-24,900.00	.0%
	TOTAL FIRE / EMERGENCY MANAGEMENT	-24,900	0	-24,900	.00	.00	-24,900.00	.0%
A341044 FIRE / EMERGENCY MANAGEMENT								
A341044	44305 20EMP FIRE/EMERGEN	-23,162	0	-23,162	-6,408.00	.00	-16,754.00	27.7%
	TOTAL FIRE / EMERGENCY MANAGEMENT	-23,162	0	-23,162	-6,408.00	.00	-16,754.00	27.7%
A34105 FIRE / EMERGENCY MANAGEMENT								
A34105	43306 19SHS HOMELAND SECU	0	-3,229	-3,229	.00	.00	-3,228.59	.0%
A34105	44389 19HMG OTHER PUBLIC	0	-10,030	-10,030	.00	.00	-10,030.07	.0%
A34105	44389 23SHS OTHER PUBLIC	0	-57,278	-57,278	.00	.00	-57,278.00	.0%
A34105	51005 PERSONAL SERVICES	93,679	0	93,679	29,933.57	.00	63,745.43	32.0%
A34105	51005 20EMP PERSONAL SERV	23,162	0	23,162	.00	.00	23,162.00	.0%
A34105	51005 20HSG PERSONAL SERV	24,900	0	24,900	.00	.00	24,900.00	.0%
A34105	52015 Department Specifi	2,500	0	2,500	.00	2,479.44	20.56	99.2%
A34105	52015 23SHS Department Sp	0	47,278	47,278	5,478.00	6,669.36	35,130.64	25.7%
A34105	54000 19SHS TELEPHONE, CE	0	3,229	3,229	.00	.00	3,228.59	.0%
A34105	54001 PRINTING/COPYING	750	0	750	.00	.00	750.00	.0%
A34105	54005 Office Materials &	750	0	750	205.90	.00	544.10	27.5%
A34105	54006 Medical Materials	400	0	400	.00	400.00	.00	100.0%
A34105	54012 SPECIAL SUPPLIES &	3,000	-3,000	0	.00	.00	.00	.0%
A34105	54015 Maintenance Agreem	10,000	0	10,000	861.50	4,012.10	5,126.40	48.7%
A34105	54015 23SHS Maintenance A	0	10,000	10,000	.00	.00	10,000.00	.0%
A34105	54020 POSTAGE	500	0	500	.00	.00	500.00	.0%
A34105	54025 UTILITIES	4,500	0	4,500	.00	.00	4,500.00	.0%
A34105	54035 EDUCATION & TRAINI	8,000	0	8,000	298.00	841.95	6,860.05	14.2%
A34105	54040 ASSOC/MEMBERSHIP D	200	0	200	200.00	.00	.00	100.0%
A34105	54045 Travel & Sustenanc	500	5,000	5,500	.00	.00	5,500.00	.0%
A34105	54047 MILEAGE REIMBURSEM	5,000	-5,000	0	.00	.00	.00	.0%
A34105	54048 Prog Spec Material	0	3,000	3,000	3,061.37	.00	-61.37	102.0%
A34105	54050 Equip. Repairs & M	1,400	0	1,400	566.00	834.00	.00	100.0%
A34105	54055 19HMG PROFESSIONAL	0	10,030	10,030	.00	.00	10,030.07	.0%

Attachment: A3410 042021 (8437 : Emergency Response & Communications Report)

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YEAR-TO-DATE BUDGET REPORTP
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FOR 2021 12

ACCOUNTS A	FOR: GENERAL FUND		ORIGINAL APPROP	TRANFRS/ ADJSTMTS	REVISED BUDGET	YTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
A34105 54074	VEHICLE INSURANCE		900	0	900	926.21	.00	-26.21	102.9%
A34105 54078	Fuel		2,000	0	2,000	265.72	242.00	1,492.28	25.4%
A34105 54085	CLOTHING & UNIFORM		500	0	500	.00	.00	500.00	.0%
A34105 54300	Vehicle Repairs &		2,000	0	2,000	654.98	.00	1,345.02	32.7%
A34105 58020	RETIREMENT		19,844	0	19,844	.00	.00	19,844.00	.0%
A34105 58030	FICA		10,843	0	10,843	2,163.54	.00	8,679.46	20.0%
A34105 58040	WORKERS COMP		3,990	0	3,990	4,043.03	.00	-53.03	101.3%
A34105 58060	HEALTH INS		25,789	0	25,789	3,467.64	.00	22,321.03	13.4%
A34105 58062	DENTAL INS		180	0	180	41.76	.00	138.24	23.2%
A34105 58065	VISION CARE BENEFI		40	0	40	9.00	.00	31.00	22.5%
TOTAL FIRE / EMERGENCY MANAGEMENT			245,327	0	245,327	52,176.22	15,478.85	177,671.60	27.6%
TOTAL GENERAL FUND			197,265	0	197,265	45,768.22	15,478.85	136,017.60	31.0%
TOTAL REVENUES			-48,062	-70,537	-118,599	-6,408.00	.00	-112,190.66	
TOTAL EXPENSES			245,327	70,537	315,863	52,176.22	15,478.85	248,208.26	

Attachment: A3410 042021 (8437 : Emergency Response & Communications Report)

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Cortland County
YEAR-TO-DATE BUDGET REPORT
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FOR 2021 12

	ORIGINAL APPROP	TRANFRS/ ADJSTMTS	REVISED BUDGET	YTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
GRAND TOTAL	197,265	0	197,265	45,768.22	15,478.85	136,017.60	31.0%

** END OF REPORT - Generated by Scott Roman **

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YEAR-TO-DATE BUDGET REPORTP
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FOR 2021 12

ACCOUNTS FOR: A GENERAL FUND	ORIGINAL APPROP	TRANFRS/ ADJSTMTS	REVISED BUDGET	YTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
A30205 EMERGENCY RESPONSE & COMMUNCTN							
A30205 44960 COV19 FEMA DISASTER	0	-2,000	-2,000	.00	.00	-2,000.00	.0%
A30205 51005 PERSONAL SERVICES	914,494	0	914,494	200,960.02	.00	713,533.98	22.0%
A30205 51005 PSP PERSONAL SERVIC	60,000	0	60,000	.00	.00	60,000.00	.0%
A30205 51020 OVERTIME PAY	110,000	0	110,000	19,622.91	.00	90,377.09	17.8%
A30205 51035 OTHER COMPENSATION	22,788	0	22,788	657.94	.00	22,130.06	2.9%
A30205 52005 Capital Office Equ	700	0	700	.00	.00	700.00	.0%
A30205 52015 19PSP Department Sp	0	0	0	900.00	-900.00	.00	.0%
A30205 52015 20HSG Department Sp	0	108,035	108,035	31,217.22	74,493.80	2,323.57	97.8%
A30205 52060 Capital Computer E	0	9,850	9,850	9,850.00	.00	.00	100.0%
A30205 54000 TELEPHONE	38,500	0	38,500	11,777.21	18,731.76	7,991.03	79.2%
A30205 54001 COPYING/PRINTING	500	0	500	.00	.00	500.00	.0%
A30205 54005 Office Materials &	1,500	0	1,500	67.48	520.42	912.10	39.2%
A30205 54014 RENEWALS MTN AGREE	286,000	-286,000	0	.00	.00	.00	.0%
A30205 54015 Maintenance Agreem	0	276,150	276,150	160,496.91	42,246.68	73,406.41	73.4%
A30205 54020 POSTAGE	500	0	500	45.73	.00	454.27	9.1%
A30205 54025 UTILITIES	42,000	0	42,000	5,954.68	30,092.69	5,952.63	85.8%
A30205 54035 EDUCATION & TRAINI	7,500	0	7,500	110.00	1,248.25	6,141.75	18.1%
A30205 54040 ASSOC/MEMBERSHIP D	250	0	250	65.00	.00	185.00	26.0%
A30205 54045 Travel & Sustenanc	1,000	0	1,000	.00	40.00	960.00	4.0%
A30205 54048 COV19 Prog Spec Mat	0	11,000	11,000	8,509.29	906.01	1,584.70	85.6%
A30205 54050 Equip. Repairs & M	7,500	30,000	37,500	14,553.52	4,438.19	18,508.29	50.6%
A30205 54060 LEGAL NOTICES / AD	200	0	200	.00	.00	200.00	.0%
A30205 54067 REAL PROPERTY RENT	30	0	30	20.00	.00	10.00	66.7%
A30205 54070 INSURANCE	49,086	0	49,086	52,185.84	.00	-3,099.84	106.3%
A30205 54085 CLOTHING & UNIFORM	7,680	0	7,680	1,256.37	2,858.57	3,565.06	53.6%
A30205 54213 I/D COPIER	525	0	525	82.24	.00	442.76	15.7%
A30205 58020 RETIREMENT	154,953	0	154,953	.00	.00	154,953.00	.0%
A30205 58030 FICA	84,671	0	84,671	16,115.76	.00	68,555.24	19.0%
A30205 58040 WORKERS COMP	33,915	0	33,915	34,365.79	.00	-450.79	101.3%
A30205 58060 HEALTH INS	224,585	0	224,585	36,086.79	.00	188,497.81	16.1%
A30205 58062 DENTAL INS	1,534	0	1,534	285.62	.00	1,248.38	18.6%
A30205 58065 VISION CARE BENEFI	333	0	333	49.50	.00	283.50	14.9%
A30205 97100 2E911 SERIAL BOND P	108,800	0	108,800	.00	108,800.00	.00	100.0%
A30205 97110 2E911 SERIAL BOND I	73,066	0	73,066	36,533.00	36,533.00	.00	100.0%
TOTAL EMERGENCY RESPONSE & COMMUNCTN	2,232,610	147,035	2,379,644	641,768.82	320,009.37	1,417,866.00	40.4%
TOTAL GENERAL FUND	2,232,610	147,035	2,379,644	641,768.82	320,009.37	1,417,866.00	40.4%
TOTAL REVENUES	0	-2,000	-2,000	.00	.00	-2,000.00	
TOTAL EXPENSES	2,232,610	149,035	2,381,644	641,768.82	320,009.37	1,419,866.00	

Attachment: A3020 042021 (8437 : Emergency Response & Communications Report)

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Cortland County
YEAR-TO-DATE BUDGET REPORT

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FOR 2021 12

	ORIGINAL APPROP	TRANFRS/ ADJSTMTS	REVISED BUDGET	YTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
GRAND TOTAL	2,232,610	147,035	2,379,644	641,768.82	320,009.37	1,417,866.00	40.4%

** END OF REPORT - Generated by Scott Roman **

Attachment: A3020 042021 (8437 : Emergency Response & Communications Report)

April 2021

911

- Currently undergoing a grant review with NYS office of grant management.
- One dispatchers on FMLA
- Currently 1 vacancy.
- Currently 1 ADA compliance situation in dispatch.
- Fiber optic lines have been installed in PSB
- Lapeer Generator is in need of significant repairs. Replacement has been ordered.
- Auto discovery recordings case load is increasing significantly
- Have asked for grant funding for additional recording devices.

22 West Court Street

- Fiber Optic connection contract is progressing with IT, work was slowed due to pandemic
- Further progress - Bidding/awarding of construction is on hold until 2021.

Emergency Management

- COVID response
 - Assisting with logistics of vaccination PODs
 - County quarantine locations reported to 911 system
 - Still adequate supplies of EMERGENCY supplies (PPE, sanitizer, etc)
- Work is progressing on the all hazard plan with Tetra Tech, work was slowed due to pandemic; draft is currently being reviewed by the state.

Fire Service

- County Chiefs- Fire Advisory Board is exploring the option of discontinuing the County Fire Investigation team pending a potential re-organization or dissolution.
- Small group exploring grant opportunities for new radios.
- Still supporting repairs to radios under grant funding
- 15 County residents in the basic firefighter – recruit class
- Fire officer 1 training has begun.
- Paging equipment upgrades, hopefully, being completed this month.

PROBATION STATISTICS 2021

CRIMINAL COURT

	Jan		Feb		March		April		May		June		July		August		Sept		Oct		Nov		Dec	
Year 20'	21	20	21	20	21	20	21	20	21	20	21	20	21	20	21	20	21	20	21	20	21	20	21	20
On Probation	412	485	412	480	416	483		477		459		444		433		432		434		429		422		414
Reports Completed	28	54	23	37	26	15		4		4		14		2		13		28		25		18		20

FAMILY COURT

	Jan		Feb		March		April		May		June		July		August		Sept		Oct		Nov		Dec	
Year 20'	21	20	21	20	21	20	21	20	21	20	21	20	21	20	21	20	21	20	21	20	21	20	21	20
Adult Probation	15	21	15	22	17	22		21		19		17		16		16		18		16		16		15
Youth Probation	14	15	14	15	14	15		15		16		16		13		13		15		19		19		17
PINS in Diversion	23	28	25	29	29	33		30		35		31		26		25		24		24		28		26
JD in Diversion	3	5	2	6	1	3		4		1		2		1		1		1		1		0		3
Reports Completed	0	6	2	0	0	1	0	0		3		1		2		0		4		0		4		0

TOTAL ON PROBATION ALL COURTS:

2021 – Jan. 441, Feb. 441

2020 – Jan. 521, Feb. 517, Mar. 520, April 513, May 494, June 477, July 463, Aug. 461, Sept. 467, Oct. 467, Nov. 464, Dec. 446

RELEASED TO ATI (Pre-trial):

2021 – January 71, February 73

2020 – January 60, February 44, March 45, April 43, May 48, June 47, July 46, August 65, Sept. 71, Oct. 72, Nov. 72, Dec. 71

CORTLAND COUNTY PUBLIC DEFENDERPublic Defender

Keith D. Dayton

Investigator

Katie Rehm

Cortland County Office Building

60 Central Avenue

Cortland, New York 13045

(607) 753-5046

Fax (607) 753-0781

*Service by Fax not accepted*Assistant Public Defenders

Thomas H. Miller

Kevin A. Jones

Kayla Hardesty

Anita Ribeiro-Ebosele

Keith R. Young

Maria Manning

Brandon White

March 26, 2021

Sandra Price, Chair

Judiciary & Public Safety Committee

Cortland County Office Building

Third Floor, 60 Central Avenue

Cortland, NY 13045

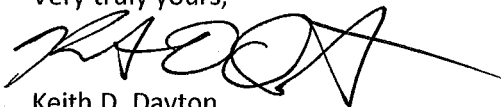
Re: Public Defender Office Update

Dear JPS Chair Price:

1. Comparing the first two months of 2021 to the first two months of 2020:
 - a. Total Cases are down slightly.
 - b. Family Court Cases are up slightly.
 - c. Criminal Cases are down slightly.
2. In 2021, we are within our budget.
3. We continue to pursue and collect grant revenues. We presently are awaiting payment on submitted vouchers for \$78,078.
4. We are not fully staffed. Our Chief Assistant Public Defender has resigned, and we are looking to fill that spot. In addition, we are requesting to increase one of our part-time assistant public defenders to a full-time assistant public defender position. These will be fully funded by grant monies.

Thank you for your consideration and interest in our Department.

Very truly yours,

Keith D. Dayton
Public Defender

Enclosures

Attachment: Public Defender Activities Report April (8401 : Public Defender Monthly Activities Report)

Chart PD1 - Cases represented by Public Defender's Office (opened) 2021

		Jan.	Feb.	March	April	May	June	July	Aug.	Sep.	Oct.	Nov.	Dec.	Year-to-date
Family Court	2016	41	35											76
	2017	22	26											48
	2018	17	25											42
	2019	38	28											66
	2020	39	31											70
	2021	36	40											76
Felonies	2016	10	16											26
	2017	12	14											26
	2018	12	18											30
	2019	13	21											34
	2020	13	19											32
	2021	8	10											18
Misdemeanors	2016	45	52											97
	2017	64	51											115
	2018	31	69											100
	2019	58	54											112
	2020	34	32											66
	2021	29	36											65
Violations	2016	14	5											19
	2017	6	10											16
	2018	4	3											7
	2019	7	2											9
	2020	7	6											13
	2021	5	9											14
Arraignments/Advice Only	2017	0	0											0
	2018	14	15											29
	2019	10	10											20
	2020	8	10											18
	2021	17	15											32
Drug Treatment Court (DTC)	2016	1	0											1
	2017	0	2											2
	2018	3	1											4
	2019	1	1											2
	2020	0	0											0
	2021	0	0											0
Supreme Court Integrated Domestic Violence (IDV) or Matrimonial	2016	7	1											8
	2017	1	7											8
	2018	1	0											1
	2019	2	4											6
	2020	2	0											2
	2021	1	1											2
Parole	2016	5	8											13
	2017	1	4											5
	2018	6	5											11
	2019	9	1											10
	2020	6	4											10
	2021	1	2											3
Sex Offender Registration Act (SORA)	2016	0	0											0
	2017	0	1											1
	2018	0	0											0
	2019	0	0											0
	2020	1	2											3
	2021	0	0											0
Fugitive	2016	0	0											0
	2017	0	1											1
	2018	0	0											0
	2019	0	0											0
	2020	0	1											1
	2021	0	0											0
Appeal & Post-conviction Motion	2016	0	0											0
	2017	0	0											0
	2018	0	0											0
	2019	0	0											0
	2020	1	0											1
	2021	0	0											0
Total per month	2016	123	117											240
	2017	106	116											222
	2018	74	136											210
	2019	138	121											259
	2020	111	105											216
	2021	97	113											210
Total month-to-date	2016	123	240											
	2017	106	222											
	2018	74	210											
	2019	138	259											
	2020	111	216											
	2021	97	210											
Average Cases per Month	2016	123	120											
	2017	106	111											
	2018	74	105											
	2019	138	130											
	2020	111	108											
	2021	97	105											

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Cortland County
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YEAR-TO-DATE BUDGET REPORT

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FOR 2021 03

ACCOUNTS FOR:		ORIGINAL	TRANSFRS/	REVISED	YTD ACTUAL	ENCUMBRANCES	AVAILABLE	PCT
A	GENERAL FUND	APPROP	ADJUSTMTS	BUDGET			BUDGET	USED
A11705 PUBLIC DEFENDER								
A11705 43025	HH11 SA -INDIGENT L	-305,357	0	-305,357	0	0	-305,357.24	0%
A11705 51005	PERSONAL SERVICES	533,446	0	533,446	130,968.22	0	402,477.86	24.6%
A11705 51005	HH11 PERSONAL SERVI	70,918	0	70,918	0	0	70,918.00	0%
A11705 51010	PART-TIME PAY	32,620	0	32,620	16,739.60	0	15,880.34	51.3%
A11705 51010	HH11 PART-TIME PAY	84,934	0	84,934	0	0	84,933.76	0%
A11705 52005	Capital Office Equ	0	0	0	2,493.00	-2,493.00	0	0%
A11705 54000	TELEPHONE	2,020	0	2,020	645.78	218.13	1,156.09	42.8%
A11705 54000	HH11 TELEPHONE, CEL	932	0	932	0	0	932.00	0%
A11705 54001	COPYING/PRINTING	500	0	500	20.00	0	480.00	4.0%
A11705 54004	COMPUTER SOFTWARE	0	0	0	829.34	0	-829.34	100.0%
A11705 54005	Office Materials &	4,000	0	4,000	1,192.35	2,016.49	791.16	80.2%
A11705 54015	Maintenance Agree	3,700	0	3,700	0	0	3,700.00	0%
A11705 54015	HH11 Maintenance Ag	1,000	0	1,000	106.15	0	1,000.00	0%
A11705 54020	POSTAGE	1,200	0	1,200	930.00	0	1,093.85	8.8%
A11705 54035	EDUCATION & TRAINI	1,500	0	1,500	0	0	570.00	62.0%
A11705 54035	HH11 EDUCATION & TR	5,044	0	5,044	0	0	5,044.00	0%
A11705 54040	ASSOC/MEMBERSHIP D	750	0	750	160.00	0	590.00	21.3%
A11705 54041	PUBLICATIONS	8,000	0	8,000	1,125.34	3,191.36	3,683.30	54.0%
A11705 54045	Travel & Sustenanc	5,000	0	5,000	305.30	0	4,694.70	6.1%
A11705 54055	PROFESSIONAL SERVI	6,000	1,500	7,500	1,175.00	600.00	5,725.00	23.7%
A11705 54059	COURT RELATED EXP	1,500	-1,500	0	0	0	52,000.00	0%
A11705 54060	LEGAL NOTICES / AD	250	0	250	0	0	250.00	0%
A11705 54070	INSURANCE	2,671	0	2,671	2,772.82	0	-101.82	103.8%
A11705 54078	Fuel	200	0	200	0	0	200.00	0%
A11705 54213	I/D COPIER	2,990	0	2,990	482.04	0	2,507.96	16.1%
A11705 54215	I/D LEXIS NEXIS	6,386	0	6,386	801.92	0	5,584.08	12.6%
A11705 54215	HH11 I/D LEXIS/NEXI	3,600	0	3,600	0	0	3,600.00	0%
A11705 54220	NYS LICENSING FEES	120	-120	0	0	0	0	0%
A11705 54444	FEES & PERMITS	0	120	120	0	0	120.00	0%
A11705 58020	RETIREMENT	79,249	0	79,249	0	0	79,249.24	0%
A11705 58020	HH11 RETIREMENT	21,819	0	21,819	0	0	21,819.25	0%
A11705 58030	FICA	43,304	0	43,304	10,798.44	0	32,505.61	24.9%
A11705 58030	HH11 FICA	11,923	0	11,923	0	0	11,922.66	0%
A11705 58040	WORKERS COMP	18,948	0	18,948	19,199.85	0	-252.35	101.3%
A11705 58040	HH11 WORKERS COMP	4,983	0	4,983	5,049.23	0	-66.73	101.3%
A11705 58060	HEALTH INS	85,388	0	85,388	27,850.70	0	57,537.08	32.6%
A11705 58060	HH11 HEALTH INS	47,821	0	47,821	194.88	0	47,820.62	0%
A11705 58062	DENTAL INS	316	0	316	0	0	481.92	28.8%
A11705 58062	HH11 DENTAL INS	147	0	147	37.50	0	315.84	0%
A11705 58065	VISION CARE BENEFIT	69	0	69	0	0	109.50	25.5%
A11705 58065	HH11 VISION CARE BE	0	0	0	0	0	68.60	0%
TOTAL PUBLIC DEFENDER		840,565	0	840,565	223,877.46	3,532.98	613,154.94	27.1%
TOTAL GENERAL FUND		840,565	0	840,565	223,877.46	3,532.98	613,154.94	27.1%
TOTAL REVENUES		-305,357	0	-305,357	0	0	-305,357.24	
TOTAL EXPENSES		1,145,923	0	1,145,923	223,877.46	3,532.98	918,512.18	

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YEAR-TO-DATE BUDGET REPORT

FOR 2021 03								
ACCOUNTS FOR: A GENERAL FUND	ORIGINAL APPROP	TRANFRS/ ADJSTMTS	REVISED BUDGET	YTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED	
A314042 PROBATION								
A314042 41580 REPARATION SURCHA	-2,000	0	-2,000	-280.85	.00	-1,719.15	14.0%	
A314042 41588 STOP DWI REFUND T	-10,000	0	-10,000	-5,000.00	.00	-5,000.00	50.0%	
A314042 41589 DSS PINS REIMBURS	-201,870	0	-201,870	-30,299.71	.00	-171,570.29	15.0%	
A314042 41590 DWI SUPERVISION F	-5,000	0	-5,000	-1,300.00	.00	-3,700.00	26.0%	
TOTAL PROBATION	-218,870	0	-218,870	-36,880.56	.00	-181,989.44	16.9%	
A314043 PROBATION								
A314043 43310 STATE AID - PROBA	-157,397	0	-157,397	-49,186.50	.00	-108,210.50	31.2%	
A314043 43389 OTHER PUBLIC SAFE	-3,200	0	-3,200	.00	.00	-3,200.00	.0%	
TOTAL PROBATION	-160,597	0	-160,597	-49,186.50	.00	-111,410.50	30.6%	
A31405 PROBATION								
A31405 51005 PERSONAL SERVICES	1,120,261	0	1,120,261	239,624.62	.00	880,636.38	21.4%	
A31405 51020 OVERTIME PAY	1,000	0	1,000	.00	.00	1,000.00	.0%	
A31405 51025 SHIFT DIFFERENTIAL	150	0	150	.00	.00	150.00	.0%	
A31405 54000 TELEPHONE	4,360	0	4,360	806.41	.00	3,553.59	18.5%	
A31405 54001 COPYING/PRINTING	1,100	0	1,100	.00	.00	1,100.00	.0%	
A31405 54005 Office Materials &	1,500	0	1,500	91.69	66.12	1,342.19	10.5%	
A31405 54006 Medical Materials	650	0	650	.00	39.16	610.84	6.0%	
A31405 54015 Maintenance Agreem	9,957	0	9,957	.00	.00	9,957.00	.0%	
A31405 54020 POSTAGE	1,300	0	1,300	102.78	.00	1,197.22	7.9%	
A31405 54035 EDUCATION & TRAINI	9,810	0	9,810	.00	.00	9,810.00	.0%	
A31405 54040 ASSOC/MEMBERSHIP D	700	0	700	700.00	.00	.00	100.0%	
A31405 54041 PUBLICATIONS	214	0	214	213.30	.00	.70	99.7%	
A31405 54045 Travel & Sustenanc	1,000	0	1,000	.00	.00	1,000.00	.0%	
A31405 54048 Prog Spec Material	300	0	300	88.75	.00	211.25	29.6%	
A31405 54055 PROFESSIONAL SERVI	170	0	170	.00	.00	170.00	.0%	
A31405 54070 INSURANCE	6,121	0	6,121	6,385.39	.00	-264.39	104.3%	
A31405 54072 LAW ENFORCEMENT IN	9,342	0	9,342	7,368.57	.00	1,973.43	78.9%	
A31405 54074 VEHICLE INSURANCE	569	0	569	617.47	.00	-48.47	108.5%	
A31405 54078 Fuel	1,500	0	1,500	80.48	.00	1,419.52	5.4%	
A31405 54213 I/D COPIER	2,013	0	2,013	312.02	.00	1,700.98	15.5%	

YEAR-TO-DATE BUDGET REPORT

FOR 2021 03								
ACCOUNTS FOR: A	GENERAL FUND	ORIGINAL APPROP	TRANFRS/ ADJSTMTS	REVISED BUDGET	YTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
A31405 54300	Vehicle Repairs &	1,200	0	1,200	.00	.00	1,200.00	.0%
A31405 54301	Vehicle Rent/Lease	17,600	0	17,600	4,397.52	4,476.68	8,725.80	50.4%
A31405 54615	CONTRACTED MEDICAL	650	0	650	.00	.00	650.00	.0%
A31405 54800	PROGRAM EXPENSE	1,000	0	1,000	.00	.00	1,000.00	.0%
A31405 58020	RETIREMENT	157,054	0	157,054	.00	.00	157,053.54	.0%
A31405 58030	FICA	85,819	0	85,819	17,343.18	.00	68,475.36	20.2%
A31405 58040	WORKERS COMP	39,900	0	39,900	40,430.34	.00	-530.34	101.3%
A31405 58060	HEALTH INS	220,320	0	220,320	50,074.87	.00	170,244.68	22.7%
A31405 58062	DENTAL INS	1,263	0	1,263	289.90	.00	973.46	22.9%
A31405 58065	VISION CARE BENEFI	216	0	216	53.48	.00	162.12	24.8%
TOTAL PROBATION		1,697,038	0	1,697,038	368,980.77	4,581.96	1,323,474.86	22.0%
TOTAL GENERAL FUND		1,317,571	0	1,317,571	282,913.71	4,581.96	1,030,074.92	21.8%
TOTAL REVENUES		-379,467	0	-379,467	-86,067.06	.00	-293,399.94	
TOTAL EXPENSES		1,697,038	0	1,697,038	368,980.77	4,581.96	1,323,474.86	

YEAR-TO-DATE BUDGET REPORT

FOR 2021 03

	ORIGINAL APPROP	TRANFRS/ ADJSTMTS	REVISED BUDGET	YTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
GRAND TOTAL	1,317,571	0	1,317,571	282,913.71	4,581.96	1,030,074.92	21.8%

** END OF REPORT - Generated by Nicole Albro **

YEAR-TO-DATE BUDGET REPORT

FOR 2021 03								
ACCOUNTS FOR: A GENERAL FUND	ORIGINAL APPROP	TRANFRS/ ADJSTMTS	REVISED BUDGET	YTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED	
A314143 PROBATION ATI (3140 AUD)								
A314143 43310 PROBATION SERVICE	-11,582	0	-11,582	.00	.00	-11,582.00	.0%	
TOTAL PROBATION ATI (3140 AUD)	-11,582	0	-11,582	.00	.00	-11,582.00	.0%	
A31415 PROBATION ATI (3140 AUD)								
A31415 51005 PERSONAL SERVICES	72,331	0	72,331	23,488.11	.00	48,842.89	32.5%	
A31415 51020 OVERTIME PAY	25	0	25	.00	.00	25.00	.0%	
A31415 51025 SHIFT DIFFERENTIAL	25	0	25	.00	.00	25.00	.0%	
A31415 54000 CELL & LONG/DISTAN	300	0	300	61.36	.00	238.64	20.5%	
A31415 54001 COPYING/PRINTING	100	0	100	.00	.00	100.00	.0%	
A31415 54005 Office Materials &	100	0	100	.00	54.90	45.10	54.9%	
A31415 54020 POSTAGE	30	0	30	.00	.00	30.00	.0%	
A31415 54035 EDUCATION & TRAINI	50	0	50	.00	.00	50.00	.0%	
A31415 54045 Travel & Sustenanc	100	0	100	.00	.00	100.00	.0%	
A31415 54070 LIABILITY INSURANC	351	0	351	351.00	.00	.00	100.0%	
A31415 54072 LAW ENFORCEMENT IN	787	0	787	574.35	.00	212.65	73.0%	
A31415 58020 RETIREMENT	10,137	0	10,137	.00	.00	10,136.84	.0%	
A31415 58030 FICA	5,539	0	5,539	1,726.44	.00	3,812.62	31.2%	
A31415 58040 WORKERS COMP	3,990	0	3,990	4,043.03	.00	-53.03	101.3%	
A31415 58060 HEALTH INS	15,027	0	15,027	3,378.61	.00	11,648.25	22.5%	
A31415 58062 DENTAL INS	180	0	180	40.69	.00	139.79	22.5%	
TOTAL PROBATION ATI (3140 AUD)	109,072	0	109,072	33,663.59	54.90	75,353.75	30.9%	
TOTAL GENERAL FUND	97,490	0	97,490	33,663.59	54.90	63,771.75	34.6%	
TOTAL REVENUES	-11,582	0	-11,582	.00	.00	-11,582.00		
TOTAL EXPENSES	109,072	0	109,072	33,663.59	54.90	75,353.75		

YEAR-TO-DATE BUDGET REPORT

FOR 2021 03

	ORIGINAL APPROP	TRANFRS/ ADJSTMTS	REVISED BUDGET	YTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
GRAND TOTAL	97,490	0	97,490	33,663.59	54.90	63,771.75	34.6%

** END OF REPORT - Generated by Nicole Albro **

**Reallocate Salary Grade for Undersheriff, Director, Area Agency on Aging, and Personnel
Department Payroll Coordinator - Personnel Department**

WHEREAS, the County Administrator and the Personnel Officer have reviewed the salary grade for Undersheriff, Area Agency on Aging Director, and Payroll Coordinator (Personnel Department),
AND

WHEREAS, the County Administrator and the Personnel Officer each recommend that the aforesaid positions be reallocated as follows:

Undersheriff - Grade 3 to Grade 2

Area Agency on Aging Director - Grade 5 to Grade 4

Payroll Coordinator - Grade 4 Management Confidential to Grade 5 Management Confidential,

NOW, THEREFORE, BE IT

RESOLVED, that the aforementioned positions are hereby reallocated in the Management/Management Confidential Compensation Employment Policy as follows:

Undersheriff - Grade 3 \$74,005 - \$90,037 to Grade 2 \$79,554 - \$96,791

Area Agency on Aging Director - Grade 5 \$64,039 - \$77,913 to Grade 4 \$68,842 - \$83,755

Payroll Coordinator - Grade 4 \$20,2040 - \$24,5813 Management Confidential to Grade 5 \$21,8569 - \$26,5925 Management Confidential

AND BE IT FURTHER

RESOLVED, that the effective date is April 23, 2021.