



# Judiciary & Public Safety Committee

## Committee Meeting

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

### ~ Agenda ~

Thursday, December 2, 2021

9:00 AM

Board Room

### WebEx Meeting Information

<https://cortlandny.webex.com/cortlandny/j.php?MTID=m0f7dd6f2e4295bc1533b1b21709abe7b>

Thursday, Dec 2, 2021 9:00 am | 1 hour | (UTC-05:00) Eastern Time (US & Canada)

Meeting number: 2336 993 1294

Password: XJqphj5P2Q4

Join by phone

+1-415-655-0001 US Toll

Access code: 233 699 31294

### CALL TO ORDER

| Attendee Name                       | Present                  | Absent                   | Late                     | Arrived |
|-------------------------------------|--------------------------|--------------------------|--------------------------|---------|
| Committee Chair Sandra Price        | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |         |
| Committee Member Christopher Newell | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |         |
| Committee Member Ronald J. Van Dee  | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |         |
| Committee Vice-Chair Richard Stock  | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |         |
| Committee Member Cathy Bischoff     | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |         |
| Committee Member Susan Wilson       | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |         |
| Committee Member Mitchel Eccleston  | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |         |

### MINUTES

1. Judiciary & Public Safety Committee - Committee Meeting - Nov 4, 2021 9:00 AM

### RESOLUTIONS

#### ON MOTION OF PRICE

#### AGENDA ITEM NO. 1

#### Appoint Members - Traffic Safety Board

WHEREAS, pursuant to Article 43 §1672 of Vehicle and Traffic Safety Laws, Local Law No. 4 for the Year 1971 of the Cortland County Legislature established a Cortland County Traffic Safety Board, AND

WHEREAS, Local Law No. 3 for the Year 1978 amended Local Law No. 4 for the Year 1971 and established the membership of the Board is appointed by the Cortland County Legislature, NOW THEREFORE BE IT

RESOLVED, that the following members be and hereby are appointed to serve the terms as listed below:

| Name           | Organization            | Address                                   | Term Expiration |
|----------------|-------------------------|-------------------------------------------|-----------------|
| Mark Helms     | Cortland County Sheriff | 54 Greenbush Street<br>Cortland, NY 13045 | 12/31/24        |
| David Guerrero | Cortland City Police    | 25 Court Street Cortland,                 | 12/31/23        |

|                |                                         |                                           |          |
|----------------|-----------------------------------------|-------------------------------------------|----------|
|                | Department                              | NY 13045                                  |          |
| Eric Mulvihill | Community Member                        | 9 South William Street<br>Homer, NY 13077 | 12/31/23 |
| Robert Pitman  | Village of Homer<br>Police Chief        | 43½ James Street Homer,<br>NY 13077       | 12/31/24 |
| John Gallagher | Cortland County<br>Sheriff's Department | 54 Greenbush Street<br>Cortland, NY 13045 | 12/31/23 |
| Melissa Potter | Community Member                        | 60 Central Avenue<br>Cortland, NY 13045   | 12/31/24 |
| Cheyenne Cute  | Cortland City Police<br>Department      | 25 Court Street Cortland,<br>NY 13045     | 12/31/24 |

## ON MOTION OF PRICE

## AGENDA ITEM NO. 2

### Appoint/Reappoint Members of the Cortland County Fire Advisory Board

WHEREAS, pursuant to a resolution dated December 18, 1950, which established the Cortland County Fire Advisory Board under the provisions of Article 10, Section 209-K of the General Municipal Law for the purpose, among other things, to develop and maintain programs for fire training and mutual aid in case of fire and other public emergencies in which the fire service would be used, AND

WHEREAS, Article 3, Section 4 of the Cortland County Fire Advisory Board By-Laws state that the term of each member be one year, NOW THEREFORE BE IT

RESOLVED, that the following persons be and hereby are appointed to the Cortland County Fire Advisory Board, to serve without compensation for a term beginning January 1, 2022 and expiring December 31, 2022:

Shawn Scoville, Cincinnatus FD, 5756 Telephone Rd. Cincinnatus, NY 13040  
Richard Allen Sr., Cortland FD, 35 Garfield Street, Cortland, NY 13045  
Derek Reynolds, Cortland FD, 87 Greenbush Street, Cortland, NY 13045  
Wayne Friedman, Cortland FD, 2151 Ames Road, Cortland, NY 13045  
Michael Biviano, Cortlandville FD, 4361 Meadow Lane, Cortland, NY 13045  
Kevin Whitney, Cortlandville FD, 3689 Delaware Avenue, Cortland, NY 13045  
Adam Daley, Cuyler FD, 6553 W. Keeney Road, Truxton, NY 13158  
Justin Scott, Harford FD, 769 Rte. 221, Harford, NY 13784  
Mahlon Irish, Jr., Homer FD, 32 Center Street, Homer, NY 13077  
Michael Niehus, Homer FD, 2 Brentwood Drive, Homer, NY 13077  
John Ryan Jr., Homer FD, 5449 Mead Road, Homer, NY 13077  
Larri Leet, Marathon FD, 1171 Salt Road, Marathon, NY 13803  
Norm Forrest, Marathon FD, 544 Jennings Creek Road, Marathon, NY 13803  
Thomas Heller, McGraw FD, 28 W Center Street, McGraw, NY 13101  
Andrew Harvey, McGraw FD, 3783 Clinton Street Extension. McGraw, NY 13101  
Jeff Griswold, Preble FD, 6903 Route 281, Preble, NY 13141  
Bruce Potter, Truxton FD, 5775 Chenango Road, Truxton, NY 13158  
Timothy McCall, Truxton FD, 3699 State Route 13 P.O. Box 13 Truxton, NY 13158  
Adam Brown, Virgil FD, 1291 Route 392, Cortland, NY 13045  
Jereme Stiles, Virgil FD, 1336 Route 392, Cortland, NY 13045  
Ryan McGowan., Willet FD, 649 Route 14, Willet, NY 13863

, AND BE IT FURTHER

RESOLVED, that Chairman of the 2022 Legislature will appoint a Legislative Representative who shall be a non-voting representative and legislative liaison that shall periodically report activities of the Fire Advisory Board to the Judiciary and Public Safety Committee.

**Authorize Appointment of Coroner's Physician - County Coroner**

WHEREAS, Section 400 of the New York State County law requires that a County in which any Coroner is not a physician appoint a Coroner's Physician, AND

WHEREAS, EMP Physicians of Cortland, 134 Homer Avenue, Cortland, NY 13045 has agreed to serve in that role for Cortland County, NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature hereby appoints EMP Physicians of Cortland, 134 Homer Avenue, Cortland, NY as Coroner's Physician for a term beginning January 1, 2022 and expiring December 31, 2023, AND BE IT FURTHER

RESOLVED, that the Coroner's Physician shall, by virtue of the office, be a Deputy Coroner and shall possess the powers and perform the duties of the Coroner during the absence or inability of the Coroner to act, or in the event of a vacancy in the Office of the Coroner, AND BE IT FURTHER

RESOLVED, that the County Administrator be and hereby is authorized and directed to enter into an agreement upon review of the County Attorney or designee; with EMP Physicians of Cortland, 134 Homer Avenue, Cortland, NY 13045, to provide Coroner services for a term beginning January 1, 2022 and expiring December 31, 2023.

**ON MOTION OF BISCHOFF****AGENDA ITEM NO. 4****Create Position/Appropriate Funds Safe Harbour Coordinator - Department of Social Services (Child Advocacy Center Division)**

WHEREAS, Cortland County has been provided an allocation of \$43,350 for the development and implementation of Safe Harbour programming for the calendar year 2022, AND

WHEREAS, New York State Office of Children and Family Services requires this money go through the Department of Social Services for planning and claiming purposes to support Cortland County in developing a system response to commercially sexually exploited children and trafficked at-risk youth, AND

WHEREAS, the Cortland County Child Advocacy Center ("CAC") is an entity aligned with and able to implement a Safe Harbour Program, AND

WHEREAS, the Department of Social Services-CAC Division needs to create one (1) part-time Safe Harbour Coordinator position, AND

WHEREAS, the Health and Human Services Committee recommends the creation of this position, NOW THEREFORE, BE IT

RESOLVED, that one (1) position of Safe Harbour Coordinator (CSEA, Grade 13, \$20.2732-25.5331/HR (2022 Rate), competitive class, part-time 17 hours per week, (no benefits) in the Department of Social Services-CAC Division be created effective January 1, 2022 at 12:01 A.M., with approval to fill, AND

RESOLVED, that funds be appropriated in the 2022 County Budget as follows:

|                 |                      |             |
|-----------------|----------------------|-------------|
| A40505.51010 SF | Personnel            | \$17,921.51 |
| A40505.54000 SF | I/D Phones           | \$132.00    |
| A40505.54001 SF | Copies               | \$1,000.00  |
| A40505.54035 SF | Training & Staff Dev | \$800.00    |

|                         |                   |                    |
|-------------------------|-------------------|--------------------|
| A40505.54055 SF         | Contract-Campaign | \$11,000.00        |
| A40505.54800 SF         | Program Supplies  | \$7,621.48         |
| A40505.58020 SF         | Retirement        | \$2,509.00         |
| A40505.58030 SF         | FICA              | \$1,371.01         |
| A40505.58040 SF         | Worker's Comp     | \$995.00           |
| <b>TOTAL Expense</b>    |                   | <b>\$43,350.00</b> |
| A40505.43489 SF Revenue |                   | <b>\$43,350.00</b> |

## ON MOTION OF PRICE

## AGENDA ITEM NO. 5

### Authorized Use of Jail Project Reserve for Boiler Replacements

WHEREAS, the Cortland County Legislature adopted Resolution No. 313-15, which established the County Jail Project Reserve for the purpose of repair, construction, capital projects and other related expenditures for the County correctional facility, AND

WHEREAS, the Cortland County Legislature adopted Resolution No. 157-19 requiring all future uses of the reserve to be done through resolution, AND

WHEREAS, funds are required for the emergency replacement of the two boilers at the jail,

WHEREAS, the Jail Project Reserve balance at November 30, 2021 is \$1,364,365.30,  
NOW THEREFORE BE IT

RESOLVED, the Legislature approves the use of the Jail Project Reserve for the emergency replacement of two (2) boilers at the jail, AND BE IT FURTHER

RESOLVED, the 2021 budget is hereby amended as follows:

Increase: Account Number A31505.52320 Building Improvements \$65,191

Increase: Account Number A359900 Appropriated Reserves \$65,191

## ON MOTION OF PRICE

## AGENDA ITEM NO. 6

### Amend 2021 Budget for Contracted Medical Services - County Coroner

WHEREAS, the Coroner's office has nearly exceeded budgeted funds in the 2021 budget due to additional professional service and transportation costs associated with the removal and autopsy of decedent's, NOW THEREFORE BE IT

RESOLVED, that the 2021 County Budget be amended as follows:

Increase:

A11855.54615 Contracted Medical Svcs \$35,000.00

Decrease:

A359900 Appropriated Fund Balance \$35,000.00

## ON MOTION OF PRICE

## AGENDA ITEM NO. 7

### Resolution to Oppose Governor Hochul's Closure Plan on Public Safety and Economic Grounds

WHEREAS, Gov. Kathy Hochul has announced that six prisons across the state will close by March of next year, consisting of: Willard Drug Treatment Campus; Ogdensburg Correctional Facility; Moriah Shock Incarceration Correctional Facility; Southport Correctional Facility; Downstate Correctional Facility and Rochester Correctional Facility, AND

WHEREAS, the Governor's announcement was made with no advance warning wherein local officials at the state and county levels only learned of these closures from media reports, AND

WHEREAS, no local input or outreach to corrections unions or local officials was made prior to the announcement, AND

WHEREAS, this announcement appears to disregard a 2005 state law that requires 12-months' notice for a prison closure, as well as an opportunity for local discussion and input into options and alternatives, AND

WHEREAS, the closing of these facilities will negatively affect over hundreds of correctional officers and their families, who are projected to be displaced, in addition to the negative economic and social impacts these closures will have on local communities, NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature hereby opposes the Governor's plan to close these six corrections facilities, AND BE IT FURTHER

RESOLVED, that the Cortland County Legislature stands with the New York State Corrections Officers, as well as with corrections support staff and their families, whose lives will be devastated by this decision, and other area residents along Seneca Lake and otherwise, and calls for this decision to be reconsidered and reversed immediately, AND BE IT FURTHER

RESOLVED, that the Clerk of the Legislature immediately transmit a true copy of this resolution to Governor Kathy Hochul, Acting Commissioner of the Department of Corrections and Community Supervisor Anthony J. Annucci, New York State Senate Majority Leader Andrea Stewart- Cousins, New York State Assembly Speaker Carl E. Heastie, New York State Senator Peter Oberacker, New York State Assembly Members Anna Kelles and John Lemondes, New York State Association of Counties, and such other persons deemed necessary and appropriate.

## **MONTHLY REPORTS**

1. Public Defender Monthly Report
2. Assigned Counsel Monthly Report
3. DA Monthly STAT Reporting
4. Dept of Emergency Response & Communications - December 2021 Report
5. Child Advocacy Center - October Update
6. Coroner Monthly Budget Report - December

## **ADJOURNMENT**