



Judiciary & Public Safety Committee

Committee Meeting

60 Central Ave.
Cortland, NY 13045
<https://www.cortlandcountyny.gov>

~ Minutes ~

Thursday, December 5, 2024

9:00 AM

Room 302

CALL TO ORDER

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

Attendee Name	Organization	Title	Status	Arrived
Kris Valentine Behnke	Cortland County, NY	Committee Member	Present	
Douglas Bentley	Cortland County, NY	Committee Member	Present	
Reed Cleland	Cortland County, NY	Committee Member	Present	
Mitchel Eccleston	Cortland County, NY	Committee Member	Excused	
Christopher Newell	Cortland County, NY	Committee Member	Present	
Eugene Waldbauer	Cortland County, NY	Committee Vice-Chair	Present	
Sandra Price	Cortland County, NY	Committee Chair	Present	
Kevin Fitch	Cortland County, NY	Chair of the Legislature	Present	
Savannah Hempstead	Cortland County, NY	Clerkof the Legislature	Present	
Rob Corpora	Cortland County, NY	County Administrator	Present	
Patrick Perfetti	Cortland County, NY	District Attorney	Present	
Courtney Metcalf	Cortland County, NY	Dep. Director of Emergency Response & Comm.	Present	
Scott Roman	Cortland County, NY	Director of Emergency Response and Communications	Present	
Denise Bushnell	Cortland County, NY	Coroner	Present	
Mark Helms	Cortland County, NY	Sheriff	Present	
Nick Lynch	Cortland County, NY	Jail Administrator	Present	
Chad Burhans	Cortland County, NY	Undersheriff	Present	
Michael Cardinale	Cortland County, NY	Assigned Counsel Plan Administrator	Present	
Ronald J. Van Dee	Cortland County, NY	Board Member	Present	
William McGovern	Cortland County, NY	Board Member	Present	
Trish Hansen	Cortland County, NY	TLC	Present	

	NY			
Morgan Spaulding	Cortland County, NY	Grants Administrator	Present	
Melanie Vilardi	Cortland County, NY	Deputy County Administrator	Present	
Andrea Herzog	Cortland County, NY	Director of Finance	Present	
Nicole Albro	Cortland County, NY	Probation Director	Present	
Ashley Millard	Cortland County, NY	Deputy Clerk of the Legislature	Remote	
Jason DeRaiche	Cortland County, NY	Safety Director	Remote	
Nicole Compton	Cortland County, NY	Paralegal	Remote	
Doug Schneider	Cortland Standard	Reporter	Remote	

MINUTES

- Judiciary & Public Safety Committee - Committee Meeting - Nov 7, 2024 9:00 AM

RESULT: APPROVED

RESOLUTIONS

AGENDA ITEM NO. 1 – Appoint Members - Traffic Safety Board

RESULT:	APPROVED [UNANIMOUS]
	Next: 12/19/2024 6:00 PM
MOVER:	Christopher Newell, Committee Member
SECONDER:	Douglas Bentley, Committee Member
AYES:	Behnke, Bentley, Cleland, Newell, Waldbauer, Price
EXCUSED:	Mitchel Eccleston

ON MOTION OF PRICE

RESOLUTION NO.

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 Cortland, NY 13045	12/31/27
Robert Pitman	Village of Homer Police	43½ James Street Homer,	12/31/27

	Chief	NY 13077	
Melissa Potter	Community Member	60 Central Avenue Cortland, NY 13045	12/31/27
Cheyenne Cute	Cortland City Police Department	25 Court Street, Cortland, NY 13045	12/31/27
Courtney Metcalf	Deputy Director of Emergency Response & Communications	22 West Court St, Cortland, NY 13045	12/31/2027

AGENDA ITEM NO. 2 – Appoint Fire Advisory Board Members

RESULT:	APPROVED [UNANIMOUS]
	Next: 12/19/2024 6:00 PM
MOVER:	Christopher Newell, Committee Member
SECONDER:	Eugene Waldbauer, Committee Vice-Chair
AYES:	Behnke, Bentley, Cleland, Newell, Waldbauer, Price
EXCUSED:	Mitchel Eccleston

ON MOTION OF PRICE

RESOLUTION NO.

Appoint Fire Advisory Board Members

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, 2025 and expiring December 31, 2025:

Jason Durney	Cincinnatus FD	5746 Deerpath Lane. 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 Rd., 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
Matthew Mauser	Marathon FD	3177 Krill Road, Marathon, NY 13803
Thomas Heller	McGraw FD	28 W Center Street, McGraw, NY 13101
Andrew Harvey	McGraw FD	3783 Clinton Street Ext., McGraw, NY 13101
Jeff Griswold	Preble FD	6903 Route 281, Preble, NY 13141
Darwin Smith	Truxton FD	3760 State Route 13, 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 41, Willet, NY 13863

; AND BE IT FURTHER

RESOLVED, that Chairman of the 2025 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.

AGENDA ITEM NO. 3 – Amend Resolution No. 131-05/Appoint Members - Criminal Justice Advisory Board

RESULT:	APPROVED [UNANIMOUS]
	Next: 12/19/2024 6:00 PM
MOVER:	Eugene Waldbauer, Committee Vice-Chair
SECONDER:	Reed Cleland, Committee Member
AYES:	Behnke, Bentley, Cleland, Newell, Waldbauer, Price
EXCUSED:	Mitchel Eccleston

ON MOTION OF PRICE

RESOLUTION NO.

Amend Resolution No. 131-05/Appoint Members - Criminal Justice Advisory Board

WHEREAS, Resolution No. 131-05 created the Cortland County Criminal Justice Advisory Board; AND

WHEREAS, New York State Executive Law § 261 requires that “every advisory board established for the purposes of this article shall include the following persons or their representatives”, as defined in § 261 of New York State Executive Law:

- a. County court judge, as appointed by the administrative judge for that county; in cities with population of one million or more, a Supreme Court judge, as appointed by the administrative judge for that city;
- b. Police court, district court, town court or village court judge, as appointed by the administrative judge of that county; in cities with a population of one million or more, a criminal court judge, as appointed by the administrative judge for that city;
- c. The district attorney; in cities with a population of one million or more, the district attorney shall be selected by the district attorneys of the five boroughs to represent their joint views;
- d. A representative of each of the agencies providing legal services to those unable to afford counsel in criminal cases, not to exceed two;
- e. County legislator or member of the county board of supervisors or, in cities of one million or more, city councilman who chairs a public safety committee, or the committee best designed to deal with this subject, should such a committee exist;
- f. County director of probation; in cities with a population of one million or more, the commissioner of the department of probation;
- g. Chief administrative officer;
- h. A representative of local police agencies, other than the chief administrative officer, selected by the heads of all such agencies to represent their joint views; in cities with a population of one million or more, the police commissioner;
- i. Representative of a private organization operating within a county who has experience and involvement in alternatives to incarceration programs or pre-trial service programs,

- as designated by the county executive;
- j. Ex-offender and a crime victim, each designated by the county executive;
- k. County executive;
- l. The director of community services as defined in section 41.03 of the mental hygiene law; and
- m. An individual within a county who provides state certified alcohol and/or substance abuse treatment programs or services.

; AND

WHEREAS, you must have at least eight (8) members from letters a-m; AND

WHEREAS, the Cortland County Criminal Justice Advisory Board Bylaws allow for additional (non-required) members as follows:

- n. An Alternatives to Incarceration staff member;
- o. A representative from Catholic Charities;
- p. The Drug Court Coordinator;
- q. At least two (2) representatives from local police agencies other than the agency represented in Article III, Section 1(h) of these Bylaws;
- r. The individual from the Sheriff's Department who serves as Jail Administrator;
- s. A sociologist/criminologist from one (1) of the local colleges;
- t. A local town or village justice

; AND

WHEREAS, Resolution No. 131-05 needs to be amended to reflect the corrected membership requirements; AND

WHEREAS, the Cortland County Legislature is required by Article III, Section 2 of the Criminal Justice Advisory Board Bylaws to make all appointments to the Board; NOW THEREFORE BE IT

RESOLVED, that Resolution No. 131-05 be and hereby is amended to reflect the membership as outlined above; AND BE IT FURTHER

RESOLVED, that the following individuals are hereby appointed to the Criminal Justice Advisory Board for the duration of their respective terms of office or position, or until they resign from the board:

Name	Capacity	Title
Albro, Nicki	f	Cortland County Probation Director
Campbell, Hon. Julie	a	Cortland County Judge
Cardinale, Michael	d	Assigned Counsel Plan Administrator
Corpora, Rob	k	County Administrator
Gould, James	q	Assistant Zone Commander, NYSP
Helms, Mark	h	Cortland County Sheriff
Jones, Kevin	d	Public Defender
Lynch, Nick	r	Jail Administrator
Mathey, Hon. Mary Beth	t	Cortlandville Town Justice
McDermott, Melissa	o	Director of Community Services, Catholic Charities
Nedza, Julie	p	Drug Court Coordinator
Neufang, Susan	m	Treatment Provider- SRS
Ochs, Scott	s	Criminologist/Academia member
Perfetti, Patrick	c	Cortland County District Attorney

Pitman, Robert	q	Chief of Homer Police
Price, Sandy	e	Chair of Judiciary & Public Safety Committee
Schaap, Patricia	l	Director of Community Services
Shippey, Brianne	n	ATI Officer
Ukleya, Mari	i	Director of Adult Education, OCM BOCES

; AND BE IT FURTHER

RESOLVED, that the County Administrator, or his/her duly designated representative, shall serve as the Chairperson of the Board.

AGENDA ITEM NO. 4 – Setting Rates for Counsel at First Appearance (CAFA) and Related Services in Cortland County Under the Centralized Arraignment Part (CAP) - Assigned Counsel

RESULT:	APPROVED [UNANIMOUS]
	Next: 12/19/2024 6:00 PM
MOVER:	Christopher Newell, Committee Member
SECONDER:	Eugene Waldbauer, Committee Vice-Chair
AYES:	Behnke, Bentley, Cleland, Newell, Waldbauer, Price
EXCUSED:	Mitchel Eccleston

ON MOTION OF PRICE

RESOLUTION NO.

Setting Rates for Counsel at First Appearance (CAFA) and Related Services in Cortland County Under the Centralized Arraignment Part (CAP) - Assigned Counsel

WHEREAS, Cortland County participates in the Centralized Arraignment Part (CAP), which streamlines the arraignment process by holding scheduled arraignments at designated times to ensure timely legal representation for defendants; AND

WHEREAS, the CAP model provides critical support for compliance with constitutional requirements for Counsel at First Appearance (CAFA); AND

WHEREAS, the Cortland County Legislature has reviewed the compensation structure for attorneys providing services under the CAP to ensure fair and consistent payment for these essential services; NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature hereby adopts the following rate structure for services rendered under the Centralized Arraignment Part (CAP) and related proceedings, effective immediately:

Arraignment Type	Fee
Regular CAP Session (Friday PM, Saturday AM, Saturday PM, Sunday AM, Sunday PM)	\$400 each session
Holiday CAP Session	\$475 each session
On-Call with No Arraignments	\$200 each session
CAP Coverage for Public Defender conflicts (not on call)	\$250
Monday Morning City Court Arraignments (DAT's)	\$300
Parole Recognizance Hearings	\$250

; AND BE IT FURTHER

RESOLVED, that mileage reimbursement for attorneys traveling to the listed proceedings shall be paid at the annual mileage rate set by the Internal Revenue Service (IRS) for the applicable year; AND

RESOLVED, that the rates outlined above apply to attorneys providing representation for arraignments conducted under the Counsel at First Appearance (CAFA) for the CAP for Cortland County; AND BE IT FURTHER

RESOLVED, that all of the rates for Counsel at First Appearance (CAFA) and related services, including mileage reimbursement, shall be paid by the Hurrell-Harring (HH) Grant, which funds these legal services for the County; AND BE IT FURTHER

RESOLVED, that the Clerk of the Legislature shall notify the Assigned Counsel Program Administrator of this rate structure; AND BE IT FURTHER

RESOLVED, that these rates shall remain in effect until amended by the Cortland County Legislature.

AGENDA ITEM NO. 5 – Set Rate for 1027 Hearings - Assigned Counsel

RESULT:	APPROVED [UNANIMOUS]
	Next: 12/19/2024 6:00 PM
MOVER:	Christopher Newell, Committee Member
SECONDER:	Kris Valentine Behnke, Committee Member
AYES:	Behnke, Bentley, Cleland, Newell, Waldbauer, Price
EXCUSED:	Mitchel Eccleston

ON MOTION OF PRICE

RESOLUTION NO.

Set Rate for 1027 Hearings - Assigned Counsel

WHEREAS, Cortland County incurs a \$250 fee per Section 1027 Family Court proceedings for the appointment of attorneys, ensuring compliance with the Family Court Act; AND

WHEREAS, this fee is critical to supporting timely and effective legal representation in Family Court matters, which is mandated by state law; AND

WHEREAS, the Cortland County Legislature has reviewed the funding source and payment process for these fees to ensure proper allocation of resources; NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature authorizes the payment of a \$250 fee for services rendered under Section 1027 Family Court proceedings, effective immediately; AND BE IT FURTHER

RESOLVED, that payment for these services shall be made from Account Line A11755.54055 - Professional Services; AND BE IT FURTHER

RESOLVED, that all fees for Section 1027 Family Court proceedings shall be paid in accordance with the approved County budget; AND BE IT FURTHER

RESOLVED, that these provisions shall remain in effect until amended by the Cortland County Legislature.

DISCUSSION ITEMS

MONTHLY REPORTS

1. District Attorney Monthly Report

RESULT:	COMPLETED
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2. Probation Monthly Report

RESULT:	COMPLETED
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ADJOURNMENT

The meeting was closed at 9:34 AM



Judiciary & Public Safety Committee

Committee Meeting

60 Central Ave.
Cortland, NY 13045
<https://www.cortlandcountyny.gov>

1.1

~ Minutes ~

Thursday, November 7, 2024

9:00 AM

Room 302

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	
Douglas Bentley	Cortland County, NY	Committee Member	Present	
Eugene Waldbauer	Cortland County, NY	Committee Vice-Chair	Present	
Mitchel Eccleston	Cortland County, NY	Committee Member	Late	9:22 AM
Reed Cleland	Cortland County, NY	Committee Member	Present	
Kris Valentine Behnke	Cortland County, NY	Committee Member	Present	
Kevin Fitch	Cortland County, NY	Chair of the Legislature	Present	
Savannah Hempstead	Cortland County, NY	Clerkof the Legislature	Present	
Rob Corpora	Cortland County, NY	County Administrator	Present	
Patrick Perfetti	Cortland County, NY	District Attorney	Present	
Scott Roman	Cortland County, NY	Director of Emergency Response and Communications	Present	
Denise Bushnell	Cortland County, NY	Coroner	Present	
Chad Burhans	Cortland County, NY	Undersheriff	Present	
Andrea Herzog	Cortland County, NY	Director of Finance	Present	
Trish Hansen	Cortland County, NY	TLC	Present	
William McGovern	Cortland County, NY	Board Member	Present	
Ronald J. Van Dee	Cortland County, NY	Board Member	Present	
Kevin Jones	Cortland County, NY	Public Defender	Present	
Michael Cardinale	Cortland County, NY	Assigned Counsel Plan Administrator	Present	
Carlita Withers	Cortland County, NY	Deputy Director if Finance	Remote	

Minutes Acceptance: Minutes of Nov 7, 2024 9:00 AM (MINUTES)

	NY			
Ashley Millard	Cortland County, NY	Deputy Clerk of the Legislature	Remote	
Jason DeRaiche	Cortland County, NY	Safety Officer	Remote	
Doug Schneider	Cortland Standard	Reporter	Present	

MINUTES

- Judiciary & Public Safety Committee - Committee Meeting - Oct 10, 2024 9:00 AM

RESULT: APPROVED

PRESENTATION

- District Attorney Committee Presentation

RESULT: COMPLETED

RESOLUTIONS

AGENDA ITEM NO. 1 – Accept and Award New York State Homeland Security Grant - Emergency Response & Communications

RESULT: APPROVED [UNANIMOUS]

Next: 11/21/2024 6:00 PM

MOVER: Christopher Newell, Committee Member

SECONDER: Douglas Bentley, Committee Member

AYES: Price, Newell, Bentley, Waldbauer, Eccleston, Cleland, Behnke

ON MOTION OF PRICE

RESOLUTION NO.

Accept and Award New York State Homeland Security Grant - Emergency Response & Communications

WHEREAS, the New York State Department of Homeland Security and Emergency Services (NYS DHSES) has awarded the Cortland County Department of Emergency Response and Communications a grant in the amount of \$51,215 resulting in no new county costs, in support of NYS State Homeland Security Grant Program; AND

WHEREAS, the fiscal period for this grant is September 1, 2024 to August 31, 2027; NOW THEREFORE BE IT

RESOLVED, that Cortland County Department of Emergency Response and Communications is hereby directed to expend the grant funds according to the stated grant guidance; AND BE IT FURTHER

RESOLVED, that the 2024 budget is amended as follows:

	Current	Change	Revised
A34105.44389.SHS DHSES Grant	0	\$51,215	\$51,215
A34105.54048.SHS PROGRAM SUPPLIES	0	\$51,215	\$51,215

; AND BE IT FURTHER

RESOLVED, that the County Administrator, upon review and approval by the County Attorney

or designee and subject to appropriation of funding by the Legislature, be and hereby is authorized to sign the grant contract with the New York State Department of Homeland Security and Emergency Services at an amount not to exceed \$51,215; AND BE IT FURTHER

RESOLVED, the Director of Finance shall carryover all unused grant funds to the subsequent year(s) budget covered by the grant, per the approved grant agreement.

AGENDA ITEM NO. 2 – Accept and Authorize 2023 Emergency Management Performance Grant - Emergency Response & Communications

RESULT: APPROVED [UNANIMOUS]

Next: 11/21/2024 6:00 PM

MOVER: Eugene Waldbauer, Committee Vice-Chair

SECONDER: Christopher Newell, Committee Member

AYES: Price, Newell, Bentley, Waldbauer, Eccleston, Cleland, Behnke

ON MOTION OF PRICE

RESOLUTION NO.

Accept and Authorize 2023 Emergency Management Performance Grant - Emergency Response & Communications

WHEREAS, the New York State Department of Homeland Security and Emergency Services (NYS DHSES) has awarded the Cortland County Department of Emergency Response and Communications a grant in the amount of \$21,478 in support of the Emergency Management Performance Grant (EMPG); AND

WHEREAS, the fiscal period for this grant is October 1, 2024 to September 30, 2026; AND

WHEREAS there is a required County match of \$21,478 which has been budgeted as the salary of the Deputy Director of the Department of Emergency Response & Communications; NOW THEREFORE BE IT

RESOLVED, that the 2024 budget is amended as follows:

		Current	Change	Revised
INCREASE REVENUE BUDGET:				
A34105.43306.26EMP	DHSES Grant	0	\$21,478	\$21,478
INCREASE EXPENDITURE BUDGET:				
A34105.51005.26EMP	Personnel	0	\$21,478	\$21,478

; AND BE IT FURTHER

RESOLVED, that the County Administrator, upon review and approval by the County Attorney or designee and subject to appropriation of funding by the Legislature, be and hereby is authorized to sign the grant contract with the New York State Department of Homeland Security and Emergency Services in an amount not to exceed \$21,478; AND BE IT FURTHER

RESOLVED, the Director of Finance shall carryover all unused grant funds to the subsequent year(s) budget covered by the grant, per the approved grant agreement.

Minutes Acceptance: Minutes of Nov 7, 2024 9:00 AM (MINUTES)

DISCUSSION ITEMS

1. Sheriff's Department Grant Award

RESULT: COMPLETED

2. Opioid Funding Allocation to Cortland County Jail

RESULT: COMPLETED

MONTHLY REPORTS

1. DOERC Monthly Reports

RESULT: COMPLETED

2. Public Defender Monthly Report

RESULT: COMPLETED

3. Assigned Counsel Monthly Report

RESULT: COMPLETED

4. Coroner Monthly Report

RESULT: COMPLETED

5. District Attorney Monthly Report

RESULT: COMPLETED

ADJOURNMENT

The meeting was closed at 9:52 AM

Minutes Acceptance: Minutes of Nov 7, 2024 9:00 AM (MINUTES)

ON MOTION OF SANDRA PRICE, COMMITTEE CHAIR**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 Cortland, NY 13045	12/31/27
Robert Pitman	Village of Homer Police Chief	43½ James Street Homer, NY 13077	12/31/27
Melissa Potter	Community Member	60 Central Avenue Cortland, NY 13045	12/31/27
Cheyenne Cute	Cortland City Police Department	25 Court Street, Cortland, NY 13045	12/31/27
Courtney Metcalf	Deputy Director of Emergency Response & Communications	22 West Court St, Cortland, NY 13045	12/31/2027

ON MOTION OF SANDRA PRICE, COMMITTEE CHAIR**AGENDA ITEM NO. 2****Appoint Fire Advisory Board Members**

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, 2025 and expiring December 31, 2025:

Jason Durney	Cincinnatus FD	5746 Deerpath Lane. 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 Rd., 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
Matthew Mauser	Marathon FD	3177 Krill Road, Marathon, NY 13803
Thomas Heller	McGraw FD	28 W Center Street, McGraw, NY 13101
Andrew Harvey	McGraw FD	3783 Clinton Street Ext., McGraw, NY 13101
Jeff Griswold	Preble FD	6903 Route 281, Preble, NY 13141
Darwin Smith	Truxton FD	3760 State Route 13, 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 41, Willet, NY 13863

; AND BE IT FURTHER

RESOLVED, that Chairman of the 2025 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.

ON MOTION OF SANDRA PRICE, COMMITTEE CHAIR**AGENDA ITEM NO. 3****Amend Resolution No. 131-05/Appoint Members - Criminal Justice Advisory Board**

WHEREAS, Resolution No. 131-05 created the Cortland County Criminal Justice Advisory Board; AND

WHEREAS, New York State Executive Law § 261 requires that “every advisory board established for the purposes of this article shall include the following persons or their representatives”, as defined in § 261 of New York State Executive Law:

- a. County court judge, as appointed by the administrative judge for that county; in cities with population of one million or more, a Supreme Court judge, as appointed by the administrative judge for that city;
- b. Police court, district court, town court or village court judge, as appointed by the administrative judge of that county; in cities with a population of one million or more, a criminal court judge, as appointed by the administrative judge for that city;
- c. The district attorney; in cities with a population of one million or more, the district attorney shall be selected by the district attorneys of the five boroughs to represent their joint views;
- d. A representative of each of the agencies providing legal services to those unable to afford counsel in criminal cases, not to exceed two;
- e. County legislator or member of the county board of supervisors or, in cities of one million or more, city councilman who chairs a public safety committee, or the committee best designed to deal with this subject, should such a committee exist;
- f. County director of probation; in cities with a population of one million or more, the commissioner of the department of probation;
- g. Chief administrative officer;
- h. A representative of local police agencies, other than the chief administrative officer, selected by the heads of all such agencies to represent their joint views; in cities with a population of one million or more, the police commissioner;
- i. Representative of a private organization operating within a county who has experience and involvement in alternatives to incarceration programs or pre-trial service programs, as designated by the county executive;
- j. Ex-offender and a crime victim, each designated by the county executive;
- k. County executive;
- l. The director of community services as defined in section 41.03 of the mental hygiene law; and
- m. An individual within a county who provides state certified alcohol and/or substance abuse treatment programs or services.

; AND

WHEREAS, you must have at least eight (8) members from letters a-m; AND

WHEREAS, the Cortland County Criminal Justice Advisory Board Bylaws allow for additional (non-required) members as follows:

- n. An Alternatives to Incarceration staff member;
- o. A representative from Catholic Charities;
- p. The Drug Court Coordinator;

- q. At least two (2) representatives from local police agencies other than the agency represented in Article III, Section 1(h) of these Bylaws;
- r. The individual from the Sheriff's Department who serves as Jail Administrator;
- s. A sociologist/criminologist from one (1) of the local colleges;
- t. A local town or village justice

; AND

WHEREAS, Resolution No. 131-05 needs to be amended to reflect the corrected membership requirements; AND

WHEREAS, the Cortland County Legislature is required by Article III, Section 2 of the Criminal Justice Advisory Board Bylaws to make all appointments to the Board; NOW THEREFORE BE IT

RESOLVED, that Resolution No. 131-05 be and hereby is amended to reflect the membership as outlined above; AND BE IT FURTHER

RESOLVED, that the following individuals are hereby appointed to the Criminal Justice Advisory Board for the duration of their respective terms of office or position, or until they resign from the board:

Name	Capacity	Title
Albro, Nicki	f	Cortland County Probation Director
Campbell, Hon. Julie	a	Cortland County Judge
Cardinale, Michael	d	Assigned Counsel Plan Administrator
Corpora, Rob	k	County Administrator
Gould, James	q	Assistant Zone Commander, NYSP
Helms, Mark	h	Cortland County Sheriff
Jones, Kevin	d	Public Defender
Lynch, Nick	r	Jail Administrator
Mathey, Hon. Mary Beth	t	Cortlandville Town Justice
McDermott, Melissa	o	Director of Community Services, Catholic Charities
Nedza, Julie	p	Drug Court Coordinator
Neufang, Susan	m	Treatment Provider- SRS
Ochs, Scott	s	Criminologist/Academia member
Perfetti, Patrick	c	Cortland County District Attorney
Pitman, Robert	q	Chief of Homer Police
Price, Sandy	e	Chair of Judiciary & Public Safety Committee
Schaap, Patricia	l	Director of Community Services
Shippey, Brianne	n	ATI Officer
Ukleya, Mari	i	Director of Adult Education, OCM BOCES

; AND BE IT FURTHER

RESOLVED, that the County Administrator, or his/her duly designated representative, shall serve as the Chairperson of the Board.

ON MOTION OF SANDRA PRICE, COMMITTEE CHAIR**AGENDA ITEM NO. 4****Setting Rates for Counsel at First Appearance (CAFA) and Related Services in Cortland County Under the Centralized Arraignment Part (CAP) - Assigned Counsel**

WHEREAS, Cortland County participates in the Centralized Arraignment Part (CAP), which streamlines the arraignment process by holding scheduled arraignments at designated times to ensure timely legal representation for defendants; AND

WHEREAS, the CAP model provides critical support for compliance with constitutional requirements for Counsel at First Appearance (CAFA); AND

WHEREAS, the Cortland County Legislature has reviewed the compensation structure for attorneys providing services under the CAP to ensure fair and consistent payment for these essential services; NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature hereby adopts the following rate structure for services rendered under the Centralized Arraignment Part (CAP) and related proceedings, effective immediately:

Arraignment Type	Fee
Regular CAP Session (Friday PM, Saturday AM, Saturday PM, Sunday AM, Sunday PM)	\$400 each session
Holiday CAP Session	\$475 each session
On-Call with No Arraignments	\$200 each session
CAP Coverage for Public Defender conflicts (not on call)	\$250
Monday Morning City Court Arraignments (DAT's)	\$300
Parole Recognizance Hearings	\$250

; AND BE IT FURTHER

RESOLVED, that mileage reimbursement for attorneys traveling to the listed proceedings shall be paid at the annual mileage rate set by the Internal Revenue Service (IRS) for the applicable year; AND

RESOLVED, that the rates outlined above apply to attorneys providing representation for arraignments conducted under the Counsel at First Appearance (CAFA) for the CAP for Cortland County; AND BE IT FURTHER

RESOLVED, that all of the rates for Counsel at First Appearance (CAFA) and related services, including mileage reimbursement, shall be paid by the Hurrell-Harring (HH) Grant, which funds these legal services for the County; AND BE IT FURTHER

RESOLVED, that the Clerk of the Legislature shall notify the Assigned Counsel Program Administrator of this rate structure; AND BE IT FURTHER

RESOLVED, that these rates shall remain in effect until amended by the Cortland County Legislature.

ON MOTION OF SANDRA PRICE, COMMITTEE CHAIR**AGENDA ITEM NO. 5****Set Rate for 1027 Hearings - Assigned Counsel**

WHEREAS, Cortland County incurs a \$250 fee per Section 1027 Family Court proceedings for the appointment of attorneys, ensuring compliance with the Family Court Act; AND

WHEREAS, this fee is critical to supporting timely and effective legal representation in Family Court matters, which is mandated by state law; AND

WHEREAS, the Cortland County Legislature has reviewed the funding source and payment process for these fees to ensure proper allocation of resources; NOW THEREFORE BE IT

RESOLVED, that the Cortland County Legislature authorizes the payment of a \$250 fee for services rendered under Section 1027 Family Court proceedings, effective immediately; AND BE IT FURTHER

RESOLVED, that payment for these services shall be made from Account Line A11755.54055 - Professional Services; AND BE IT FURTHER

RESOLVED, that all fees for Section 1027 Family Court proceedings shall be paid in accordance with the approved County budget; AND BE IT FURTHER

RESOLVED, that these provisions shall remain in effect until amended by the Cortland County Legislature.

2023 DA Statistics

	Jan 2023	Jan 2024	Feb 2023	Feb 2024	Mar 2023	Mar 2024	Apr 2023	Apr 2024	May 2023	May 2024	June 2023	June 2024
Fel-County & City	33	24	29	16	21	19	44	31	23	35	23	13
Misd City	26	28	35	17	32	23	35	30	28	27	40	26
Misd County	32	35	36	35	31	36	34	52	43	40	48	29
Violations City	4	10	5	9	16	12	13	7	6	16	2	11
Violations County	2	2	0	5	1	12	1	1	1	2	3	3
Sealed Indictments	0	0	0	0	0	0	0	2	0	2	0	1
TOTALS:	97	99	105	82	101	102	127	123	101	122	116	83
Vehicle and Traffic	255	271	327	208	293	223	251	404	329	344	245	313
DWI's	13	11	15	10	12	10	12	24	7	15	9	9
	July 2023	July 2024	Aug 2023	Aug 2024	Sep 2023	Sep 2024	Oct 2023	Oct 2024	Nov 2023	Nov 2024	Dec 2023	Dec 2024
Fel-County & City	24	25	43	23	25	26	29	17	29	11	19	
Misd City	31	35	22	42	26	39	32	31	23	19	27	
Misd County	34	14	45	35	35	43	35	32	26	25	37	
Violations City	9	10	12	12	26	26	30	21	13	17	8	
Violations County	3	9	1	3	6	5	2	3	3	4	5	
Sealed Indictments	0	0		1	1	3	1	2	0	0	0	
TOTALS:	101	93	123	116	119	142	129	106	94	76	96	0
Vehicle and Traffic	264	335	230	301	314	208		186	286	287	183	
DWI's	12	16	8	11	6	23	9	10	15	13	12	

PROBATION STATISTICS 2024

CRIMINAL COURT

	Jan		Feb		March		April		May		June		July		August		Sept		Oct		Nov		Dec	
Year 20'	24	23	24	23	24	23	24	23	24	23	24	23	24	23	24	23	24	23	24	23	24	23	24	23
On Probation	338	346	334	350	326	352	330	342	329	349	338	345	347	346	345	349	351	343	343	342		335		340
Reports Completed	19	38	13	29	28	37	22	30	20	38	34	22	26	32	22	32	15	19	22	21		13		16

FAMILY COURT

	Jan		Feb		March		April		May		June		July		August		Sept		Oct		Nov		Dec	
Year 20'	24	23	24	23	24	23	24	23	24	23	24	23	24	23	24	23	24	23	24	23	24	23	24	23
Adult Probation	23	26	21	26	21	25	21	24	19	26	20	23	20	21	21	21	20	20	20	21		20		22
Youth Probation	10	7	10	6	11	6	11	6	13	6	11	8	10	10	10	10	11	10	14	14		11		12
PINS in Diversion	34	36	35	37	33	39	37	39	37	41	36	42	30	33	26	33	26	32	27	29		32		31
JD in Diversion	12	7	10	4	10	6	4	6	3	5	7	4	4	1	3	1	3	0	2	4		5		7
Reports Completed	1	1	2	0	3	0	0	0	2	0	1	1	0	2	2	0	2	3	1	3		0		2

TOTAL ON PROBATION ALL COURTS and receiving Diversion Services:

2024 – Jan. 417, Feb. 410, March 401, April 403, May 398, June 412, July 411, August 405, Sept. 411, Oct. 413

2023 – Jan. 422, Feb. 423, March 438, April 417, May 427, June 422, July 410, August 413, Sept. 405, Oct. 410, Nov. 403, 412

RELEASED TO ATI (Pre-trial):

2024 – Jan. 85, Feb. 84, March 86, April 80, May 95, June 102, July 94, August 101, Sept. 100, Oct. 111

2023 – January 96, February 98, March 81, April 77, May 77, June 77, July 72, August 77, Sept. 79, Oct. 105, Nov. 92, Dec. 94