



11 people successfully completed their community service obligation this quarter. As of December 31, 2015 there were 46 active cases doing community service in 27 worksites within the county.

Linda reviewed the following major provisions that the Raise The Age Bill will created.

- The purpose of the bill would raise the age of juvenile jurisdiction in New York State from 16 to 18 years of age and establish the services necessary to improve outcomes for youth.
- Raise the age of juvenile jurisdiction from age 16 to age 17 on January 1, 2018 and to age 18 on January 1, 2019.
- Create Youth Parts in the superior court to process Juvenile Offender cases.
- Prohibit confinement on any minor in adult jail or prison
- Establish probation family engagement specialists to facilitate adjustment
- Authorize state reimbursement of 100 percent for increased probation costs as a result of the change of the age of juvenile jurisdiction

**District Attorney – Valerie Gardner**

Valerie reviewed the following statistical report.

**PUBLIC SAFETY COMMITTEE MEETING REPORT  
February 3, 2016**

	2015				2016				# Open
	NEW CASES	NEW FELON Y	NEW VOP &VCD	CASES CLOSE D	NEW CASES	NEW FELONY	NEW VOP &VCD	CASES CLOSED	
<b>Jan</b>	64	16	7	62	53	3	3	23	833
<b>Feb</b>	62	8	5	51					860
<b>Mar</b>	75	15	8	53					
<b>Apr</b>	70	5	10	53					
<b>May</b>	59	12	3	63					
<b>Jun</b>	80	5	14	61					
<b>Jul</b>	70	8	4	44					
<b>Aug</b>	78	10	5	81					
<b>Sep</b>	85	7	4	82					
<b>Oct</b>	73	5	3	61					
<b>Nov</b>	51	9	5	73					
<b>Dec</b>	63	15	6	31					
<b>Total</b>	830	115	74	715	53	3	3	23	

"New Cases" are the total number of new files opened each month. "New Felony" is the number of new cases where the top charge alleged is a felony (may or may not be maintained at that level after review). "New VOP" is number of Violations of Probation or Violations of Conditional Discharges filed. "Cases Closed" is the number of case files that were closed as completed with final dispositions. New Cases less the New Felony & New VOP = All other cases (misdemeanors, violations, vehicle and traffic, etc.). Not shown are many prior years case appeals and post judgment applications for relief which consume a substantial amount of staff time.

<b>SCIP'S / INDICTMENTS</b>	2016 (to date)	6
	2015 total	91

	<b>2011</b>	<b>2012</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>
Cases Opened	555	910	901	850	830
Cases Closed	377	456	*1011 (542)	888 (1357)	709
* System shows 469+ cases we closed out in 2014, thus total closed during 2013 would be closer to 542 and similarly 2014's activity increased by the same number					

Valerie reviewed the following resolution that will be needed. The Committee approved.

- Authorize Chairman To Sign Agreements With Edie Forbes, Court Reporter

Valerie reported there is an individual that has to appear in Penn Yan Village Court and he is disruptive. The Village is questioning if the courtroom in the Yates County Courthouse could be used if there is an issue because it is setup so a defendant could witness his trial from a different location. Sheriff Spike stated the question that comes up is will there be a charge to the Village for the use of courthouse. Sheriff Spike explained that Village Court is normally held at night and he would have to put staff on to man the courthouse. Valerie stated that she continues to advocate for having the trial if needed, during the day to avoid the cost issues. The consensus of the Committee was if there was a trial and the Village Judge held the trial during the day there would be no cost to the Village. If the Village Judge is not willing to hold a trial during the day and wants an evening trial, the Village will need to reimburse the County for the cost of the additional personnel.

Dan feels the Village Justice should be encouraged to hold a trial during the day time. The village taxpayers are also county taxpayers as well, and to take the full brunt of the cost would not be fair and consideration needs to be given that the village taxpayers are also county taxpayers. Dan also reminded everyone that this is not the Village's decision, it's the Judge.

Doug suggested that a policy be put together to cover these issues, at some point this may come up in a town or another village.

Valerie reported on another incident that happen in January. A defendant spoke with his attorney and it looked like he was going to accept what the court had offered at the last conference and the defendant did not accept the offer. Jury selection was done, opening statements were done, 9 witnesses were presented and at that point the defendant pled guilty. So there will be expenses for that trial with witnesses and jury fees.

Valerie reported she handed out Yates Coalition on Substance Abuse (YCOSA) cards and wrist bands so that if anyone knows of someone in need of help they can be directed to the website or be given the coalition number.

Bonnie suggested that an ad be put in the papers where individuals can obtain treatment. At the forum in Dundee there was a lot of discussion on the lack of treatment.

Tim reminded everyone that at Monday's legislative meeting there will be a presentation from the YCOSA and this issue could be addressed.

### **Emergency Management – Brian Winslow**

Brian could not attend the meeting, Diane Caves reported in his absence.

Diane reviewed Brian's report, highlights follow:

- The 2016 training schedule is done and Brian is working on additional classes
- Brian met with the Branchport/KP fire Department about Fire Scene Safety
- Brian and the Sheriff met with Televate several times about radio procedures

Diane reviewed the following resolution that would be needed. The Committee approved.

- Appoint Member To The Yates County Fire Advisory Board

### **Sheriff – Ron Spike**

Ron reported the jail population, Yates County: 45, Federal: 6 of those there are 38 males and 13 females and 1 infant for a total of 51+

Ron reviewed the revenue report which showed \$224,588.46 received which is a short fall of \$75,411.54 that was budgeted.

Ron reported it is a historical first for his agency to have an inmate with a baby in jail. Ron has had to provide a nursery, diapers, car seat and so on. The Care Net Organization and the Public Health Jail Nurse have help a great deal. There hasn't been any issues to date.

Ron reported all Court Security staff are recertified in CPR and first aid.

Ron reported he has had some vacancy challenges especially in getting back the Deputy Sheriff's list from Civil Service. The test was actually taken the first part of November and the list never came back until about two weeks ago. Ron explained he is processing a possible Deputy Sheriff candidate to get them in the school that starts Monday. This would be a correction officer that currently is employed. Ron explained he has been speaking with the Broome County Sheriff who is putting on an academy in March. For the other vacancies that Ron has, the Broome County Sheriff has agreed that there would be no charges to Yates County for housing for officers to attend that school.

Ron reported the Victim Services Specialist comes to the office one day a week. Ron explained he is trying to fill in the void between the Victims Advocate that the DA has on actual cases and the difference between the Domestic Incident reports and other victims of crime where the case has gone unsolved as a follow up. It has only been operating for a couple of weeks but is working out well.

Ron reported the agency has been reaccredited in Law Enforcement Services by NYS Division of Criminal Justice Services. As a part of that, this is our 3<sup>rd</sup> reaccreditation, and they wanted to honor our accreditation manager. Ron recognize Undersheriff Jack Gleason for his dedication as program manager for the agency's Law Enforcement Accreditation Program. Ron presented Jack with a plaque from NYSDCJS.

Ron reviewed a spreadsheet that was requested on a CID/Drug unit survey.

Dan reported that he and Bonnie attended the Heroin Forum that was held at the Dundee Central School. The discussion came down to three points. Most of our heroin problems are brown tar heroin from Mexico. Mexico is another country that should be dealt with on a national level. For us to get heroin in Yates County at \$10 a fix and the number of people that are using it, it has to be coming across the borders in box cars. It doesn't make any sense to Dan that the federal government is not doing anything to stop it. The second point that came up was, places to go to talk about a problem and resources, and going someplace to get your problem fixed.

Most of the people there knew where these places were. But they complained that they were in Canandaigua and Geneva. They weren't local and it was difficult for them to get there. This to Dan feels is a state problem. The state should be doing more in that regard to finance these intuitions. An underlying factor is there is an awful lot of use in Yates County and that comes down to being Yates County's problem.

If you look at the chart that the Sheriff provided there are only two other counties that do not have a drug enforcement/officer. That's our responsibility, we have to step up. We need to step up and do our part and maybe control some of this stuff and stop some of this stuff locally. We have to look at another officer that all they do is deal with drugs.

Bonnie stated there was a large outcry to have a drug unit in Yates County.

Ron stated the question was asked if law enforcement could do more and the answer is yes. This heroin and opioid issue is a multifaceted problem. We will never be able to arrest our way out of it. But that is one of the component parts of attacking the problem. The numbers of individuals who are addicted are really in trouble. To have readily accessibility to help is challenging for this area and many have had to travel to Syracuse or Rochester to get help. We do have FLACRA locally as well and they are doing what they can. Ron stated that he doesn't think the people addicted belong in jail, but he has several in jail. One of the things that he is looking at instituting with the help of Public Health is a Vivitrol Program. Vivitrol is a drug used to treat those who are opioid addicted. Albany has the best track record and have been operating their program for approximately 6 months now. Prior to getting released from jail they are given a vivitrol shot which is good for 28 days, but they have to go back and make sure that these individuals get transported for the next event. They have had a lot of success in doing that. Deb and Ron are researching this as to cost and if there is any state reimbursement. Prevention is the first step, if you can get people to not experiment with it in the first place. Once they go to the needle they are done and can no longer control the need for the stuff. There are individuals who are selling to their friends and are users as well and there are some that are selling to just make money. It's like this across the whole state.

Ron explained in 2006 he obtained a grant for an investigator's position to target substance abuse, underage drinking and illegal drugs. But that was a budget cut when it came to 2012 or 2013 budget. That was one of the positions that did not get refunded when there was a retirement. Ron explained he is doing the best he can with what he has and drugs take up a lot of time.

Elden stated we are going to have a presentation next Monday on this issue. This will probably be a global view that will encompass prevention, treatment and law enforcement. Elden suggested waiting until after that presentation and decide what our strategy as a county should be and what resources are needed and how they should be allocated.

Leslie stated as much as she feels this is probably needed and the numbers show it when we compare ourselves to our bench mark counties, except for Schuyler. We need to be cognoscente of where it's coming from and how we are going to pay for it.

Bonnie stated she looked at the budget transfers for this month and we have 4 budget transfers coming from departments for medical insurance and going back into contingent which total \$35,814 that we thought we were going to spend on insurance and the Sheriff has gotten a grant for \$32,000 which will be excess revenue for the County this year. This will give a total of \$67, 814 to go for a drug investigator.

Mark stated he was glad to see the comparison and it strikes him that we should have a drug unit to deal with this problem. The question is, is there anything that prevents us from redirecting some of our other internal public safety resources, part-time or full time to work on this or is there an opportunity to coordinate with Penn Yan or the NYS to help form the drug unit as opposed to adding another person.

Ron stated his staff is working closely with the Penn Yan Police investigator. If you see them making an arrest the sheriff's dept. has been involved and NYS has been involved. The problem that Ron is having is some of the other crime is not addressed as it should be because of drugs. Having someone dedicated to that would be an asset. Ron tried to see if the State Police would assign an investigator to his office, the answer was no. Ron spoke with the other Sheriff's, the State Police has a unit called CNET which was here a couple of years ago to help out but they are hit and miss. They are pretty well stationed around Monroe County and Elmira. As far as using part-time people that will get difficult with exclusivity issues. Ron tried to put part-time deputies on the schedule in December and was put on notice by the union that he was violating exclusivity rights under the contract.

Mark stated that what he was getting at was using full time help, but have them work part-time on the drug issue. Ron explained he can't, he has no time to do that type of thing. There is one deputy trained as a drug recognition expert already and he keeps busy with helping out the troopers, Penn Yan Police in addition to the Sheriff.

Dan moved to promote a deputy to investigator to deal strictly with the drug issues and fill the vacancy left by the promotion, seconded by Bonnie.

Discussion:

Elden stated Bonnie and Leslie both spoke about funding. Elden tried to come up with a ballpark figure on the cost of another person and came up with approximately \$65,000 for the first year and that is with no uniform, gun or body armor. It seems more like a \$100,000 a year and this will be year after year after year. We are likely going to have pretty close to a zero tax cap coming up this year. Elden stated he would not be opposed the resolution and supports the topic. He feels the full legislature could discuss it on Monday. Elden requested that those who are going to introduce the resolution, if they would email some specific funding ideas for the next three years on how they are going to fund the position. Elden also supports Marks suggestion of looking at the reallocation of existing resources.

Tim stated that he agrees with Elden on most of his statement with the exception of reallocating resources because we are pretty thin. This is not a onetime expense, it's an ongoing expense which adds someone to the budget. Tim is not opposed to this and understands the need. Tim challenged the legislature and departments, where are you going to find the funding. Tim also asked the Sheriff to confirm what a gross start up number on an annual basis would be. Tim also challenged the legislature and the entire county governing body, if this is our priority, I think it could and should be our priority where are you going to find the \$75,000 on an ongoing basis. Tim wants to support this, but this is what we are facing. You hear talk in Albany that county governments are between a rock and a hard place and both places are moving inwards. Particularly in looking at the tax cap or another year of .5% which is what we are hearing.

The consensus of the Committee was to bring a resolution forward to the legislature on Monday.

Ron reported on the Crime/Drug tip line. Ron has been working to get an application setup so that someone could text a crime or drug tip, which is now place. Testing is currently going on and Ron hopes to go live soon.

Ron report Hasco (K9) has to retire for medical reasons. Using the K9 monies, a new dog (Ribo) has been ordered at no cost to the county and will arrive at the end of this week. He will be 85% trained in the duties that he will be expected to do.

Ron reported Senator O'Mara has asked if he would serve on a panel regarding heroin at one of the schools here that is coming up, which Ron has agreed to.

Ron reported there will be a forum at the Marcus Whitman School on heroin soon. Ontario County has asked if they could borrow the DVD that Ron purchased entitled the Overdose Epidemic, which Ron has agreed to.

Ron reviewed the general statistics for the month of December. Ron stated he continues to be under staffed when it comes to FOILS. He had asked to change a part-time position to full time at budget time to deal with this and was denied. He has had a part-time deputy come in to help with the work load. Highlights follow:

Accident car/deer: 26	Accidents Prop. Dam: 23	Animal related: 51
Assist other agency: 31	Domestic Viol: 28	FOIL requests: 102
FOIL req. for other co. agency: 45	Court cases assign: 221	
Total Law Enforcement, EMS, Fire Dept, and Call for Service thru E911: 1,514		

Ron reported he applied and was award \$170,000 Public Safety Answering Point (PSAP) Sustainment Grant. Ron explained for the first time he may be able to use some of this grant for operational expenses. Ron explained he may be able to recoup some of the cost for the chief dispatcher, he will know more next month if the grant is approved.

Tim commented that grant money will be used for operating expenses versus capital expenses. Historically we have said that if we are going to fund something with a grant, when the grant goes away we are going to have to re-examine it. We need to remember that we were previously funding this position on our own. If and when the grant funding goes away it doesn't mean that we automatically take away a half of a chief dispatcher.

Ron reported he has used the Televate Company in the past to write some of the grants. As a part of one of the grants, they were supposed to do a study. Ron is looking to do a study on public safety communications and county wide communications, as far as radio needs go and that includes the Highway Dept., Fire Dept., Ambulance's, and EMS. Ron is expecting a report that will give a compass as to what the needs are for communications both in the county and regionally.

Ron reported he attend the NYSAC conference and one of the resolutions coming out of the Public Safety Committee was, most feel that Homeland Security should not be the one who is in charge of the State 911 PSAP and there should be a separate department that deals with 911 monies and monies destine for those purposes.

Another resolution that passed was for Probation funding. Ron explained there is a lot of concern with Probation Departments across the state. At one time, several years ago, Probation brought in approximately 48% reimbursement on their expenditures. Currently that is down to 10 or 12% and it keeps going down but yet at the same time demands on their services continue to go up. Ron explained another part of this resolution is when the DA and the Defense Attorney come to some understanding as to what a sentence should be and the Judge in a conference agrees, Probation still in most cases has to do a pre-sentence investigation. The idea is why should probation expend their resources to put this together if a deal has been made?

Ron explained a while back he had mentioned that he would like to have a Peace Officers Memorial stone out in front of the Public Safety Building to recognize the 4 officers in our history, one trooper, one Dundee constable, and 2 deputy sheriff's that died in the line of duty. His has only had 3 local organizations contribute and he is \$1800 short. Ron will be reaching out again to organizations for funding.

Dan moved to enter executive session to discuss contract negotiations with Council 82 Law Enforcement, seconded by Leslie.

VOTE Unanimous

Meeting adjourned at 4:52p.m.