

## PUBLIC SAFETY AND LAW ENFORCEMENT COMMITTEE

October 10, 2013 – 12:45 p.m.

Committee Members: Cora Edwards, Chair; Gene Benson, Vice-Chair;  
Kathy LaBuda, Ira Steingart, Alan Sorensen

### ROLL CALL

### PLEDGE OF ALLEGIANCE

PRESENTATIONS: None

### DISCUSSION:

1. Jail Capacity
2. Proposed NYSAC Resolutions:
  - Calling on Governor Andrew M. Cuomo and the State Legislature to amend Chapter 1 of the Laws of 2013, The NY SAFE Act, to address County concerns and Implementation Problems.
  - Recognizing the Importance of Marine Patrols in County Law Enforcement and Calling for Amendments to the Navigation Law to Support County Marine Patrol Sustainability.
  - Calling on Governor Andrew M. Cuomo and the State Legislature to reform the Statewide Interoperable Communications Grants Program and more Equitably and Efficiently Allocate 9-1-1 Surcharge Funds to Counties.
  - Calling on Governor Andrew M. Cuomo, the State Legislature and the Office of Court Administration to fully fund any proposal to raise the age of criminal responsibility in New York.
  - Calling on the Governor and the State Legislature to Enact Legislation that will bring Mandate Relief to County Jails.

### RESOLUTIONS:

1. To amend Resolution No. 151-02 and Resolution No. 342-01 Regarding Compensation for Court Appointed Language Interpreter Services.
2. To approve the 2014 STOP DWI Plan and authorize the County Manager to sign any and all agreements necessary for the Plan.
3. To accept Fiscal Year 2012 Local Emergency Management Performance Grant (LEMPG).
4. To accept Fiscal Year 2013 Emergency Management Performance Grant (LEMPG).

### REPORTS

- Update: Public Safety/Emergency Management      Richard Martinkovic, Commissioner
  - Alex Rau      E-911
- Update: Law Enforcement
  - District Attorney's Office      Jim Farrell, District Attorney
  - Probation Department      Jeffrey Mulinelli, Director
  - Sullivan County Sheriff's Office      Michael A. Schiff, Sheriff

### PUBLIC COMMENT

**RESOLUTION NO. INTRODUCED BY THE PUBLIC SAFETY COMMITTEE  
CALLING ON GOVERNOR ANDREW M. CUOMO AND THE STATE LEGISLATURE  
TO AMEND CHAPTER 1 OF THE LAWS OF 2013, THE NY SAFE ACT, TO ADDRESS  
COUNTY CONCERNS AND IMPLEMENTATION PROBLEMS**

**WHEREAS**, Chapter 1 of the Laws of 2013, known as the New York Secure Ammunition and Firearms Enforcement (NY SAFE) Act, was enacted on January 15, 2013, and

**WHEREAS**, the lawful ownership of firearms is, and has been, a valued tradition in the United States, and the rights protected by the Second Amendment to the United States Constitution are exercised by many of our residents, and

**WHEREAS**, the enactment of the NY SAFE Act (Chapter 1 of the Laws of 2013) has engendered significant controversy over both the process by which it was enacted and certain provisions contained within it, and

**WHEREAS**, the expedited process in crafting the NY SAFE Act resulted in complex policy changes, many of which resulted in problems with implementation in the months following the legislation's enactment, and

**WHEREAS**, the law requires mental health practitioners to report to the county Mental Health Commissioner, known as the Director of Community Services (DCS), any person who the mental health practitioner determines is likely to engage in conduct that would result in serious harm to self or others, and

**WHEREAS**, the law requires the DCS to determine whether or not he/she agrees that the person is likely to engage in such conduct, and if so, the DCS is then required to forward that person's name to the Division of Criminal Justice Services (DCJS), and

**WHEREAS**, the New York State Office of Mental Health (OMH) created a portal called ISARS for mental health practitioners to report information required under the statute, including the individual's county of residence, and

**WHEREAS**, a report from ISARS is sent to the DCS at the person's county of residence and then, if approved by the DCS, it is forwarded to DCJS for confirmation of the person's identity before finally forwarding that information to the sheriff or local law enforcement, and

**WHEREAS**, though the OMH ISARS portal has reduced the workload burden on counties in complying with the SAFE Act, it has not eliminated the burden, and county mental health departments continue to have to redirect staff away from their duties to review a significant volume of SAFE Act reports many of which require follow-up or additional information from the reporting practitioner, and

**WHEREAS**, the requirements of the SAFE Act are burdensome to county mental health departments, by straining resources and encumbering employees, without the funding required to support this mandate, and

**WHEREAS**, County Clerks across the state incurred significant burdens, costs and strain on their resources in dealing with new requirements of this act, including increased or new requirements in the firearms registration process, new FOIL opt-out procedures, and other permit and filing related matters, and

**WHEREAS**, counties will incur these problems again when the pistol permit recertification process occurs, increasing requirements for County Clerks Offices where local applications are currently processed, and

**WHEREAS**, county law enforcement, police officers and peace officers have experienced problems in gaining timely access to ammunition for their job training purposes, and

**WHEREAS**, the SAFE Act expressly states that no costs of this law shall be borne by local governments, however many county departments have experienced significant increases in their workload due to the new requirements the law creates, and

**WHEREAS**, 52 Counties in New York State have passed resolutions opposing the SAFE Act.

**NOW, THEREFORE, BE IT RESOLVED**, the Sullivan County Legislature calls on the Legislature and Governor Andrew M. Cuomo to work with counties to amend Chapter 1 of the Laws of 2013 in order to address the many administrative problems that have been faced by counties, as well as and address the county specific costs that have been incurred by counties to implement this legislation, and

**BE IT FURTHER RESOLVED**, that the Sullivan County Legislature calls on the New York State Police to provide clarity and assistance to counties as the State Police develops the statewide database, and

**BE IT FURTHER RESOLVED**, that the Clerk to the Legislature forward a copy of this resolution to President Barack Obama, Vice President Joseph Biden, Senator Charles Schumer, Senator Kirsten Gillibrand, Congressman Chris Gibson, NYS Governor Andrew Cuomo, NYS State Senator John Bonacic, NYS State Assemblywoman Aileen Gunther, and New York State Association of Counties.

**Moved by,**  
**seconded by**

**RESOLUTION NO. INTRODUCED BY THE PUBLIC SAFETY COMMITTEE  
RECOGNIZING THE IMPORTANCE OF MARINE PATROLS IN COUNTY LAW  
ENFORCEMENT AND CALLING FOR AMENDMENTS TO THE NAVIGATION LAW  
TO SUPPORT COUNTY MARINE PATROL SUSTAINABILITY**

**WHEREAS**, counties across New York State ensure marine law enforcement and boating safety by providing law enforcement services regularly by entities, especially the county sheriff's patrols; and

**WHEREAS**, Section 3 of 79-B of the NYS Navigation Law provides a reimbursement rate for such services from the revenue raised from boaters registration fees by the New York State Office of Parks, Recreation and Historic Preservation (OPRHP); and

**WHEREAS**, the reimbursement rate was, previous to 2010, 75 percent and is currently at 50 percent of operational costs for those entities enforcing the State's navigation laws; and

**WHEREAS**, historically, motor boat registration fees were specifically raised, beginning in 2003, to ensure sufficient funding for the 75 percent reimbursement to entities providing these patrol services, however, currently most of the money raised through this fee is used for purposes other than those for which it was intended; and

**WHEREAS**, to ensure continued marine law enforcement and boating safety presence by county sheriff's patrols it is essential to restore the reimbursement rate to 75 percent, as without this level of funding financially stressed counties may be unable to provide and sustain these services for the people of the state; and

**WHEREAS**, both the NYS Park Police and the NY State Police have largely withdrawn from providing these marine services due to funding constraints and personnel shortages, leaving the responsibility to counties and local law enforcement; and

**WHEREAS**, restoration of the previously established reimbursement rate of 75 percent ensures entities, especially for the counties having a sheriff or county marine patrol presence on our state waterways, the protection of recreational boaters and increased safety.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sullivan County Legislature urges the State of New York to amend Section three of section 79-b of the Navigation Law changing the reimbursement rate to participating agencies from 50 percent to 75 percent to insure county sustainability in the enforcement of the navigation laws and enhancement of the safety of boaters and recreational users of the State's waterways which will restore the original intent of the 2003 fee increase; and

**BE IT FURTHER RESOLVED**, that the Clerk to the Legislature forward a copy of this resolution to President Barack Obama, Vice President Joseph Biden, Senator Charles Schumer, Senator Kirsten Gillibrand, Congressman Chris Gibson, NYS Governor Andrew Cuomo, NYS State Senator John Bonacic, NYS State Assemblywoman Aileen Gunther, and New York State Association of Counties.

**Moved by,  
seconded by**

**RESOLUTION NO. INTRODUCED BY THE PUBLIC SAFETY COMMITTEE  
CALLING ON GOVERNOR ANDREW M. CUOMO AND THE STATE LEGISLATURE  
TO REFORM THE STATEWIDE INTEROPERABLE COMMUNICATIONS GRANTS  
PROGRAM AND MORE EQUITABLY AND EFFICIENTLY ALLOCATE 9-1-1  
SURCHARGE FUNDS TO COUNTIES**

**WHEREAS**, the State of New York imposes a \$1.20 public safety surcharge on all wireless telephones, which is intended to fund 9-1-1 operations and help first responders and law enforcement to communicate and respond to emergencies; and

**WHEREAS**, after years of diverting the proceeds of this fund for non-public safety purposes, and to the detriment of local 9-1-1 centers, the State of New York has begun allocating more of these monies to counties in the form of Statewide Interoperable Communications Grants (SICG); and

**WHEREAS**, the Governor's office announced the second round of SICG awards in late February 2013 totaling \$102 million in funding previously appropriated in 2011-12 and 2012-13 State fiscal years; and

**WHEREAS**, it took more than six months after the award announcement before counties received their contract from the State and could officially begin work; and

**WHEREAS**, the 2013/14 Enacted State Budget allocated an additional \$75 million for the third round of the SICG program; and

**WHEREAS**, the RFA for Round Three of the SICG program was released on August 5, 2013 and applications are due by September 30, 2013; and

**WHEREAS**, while counties applauded these grants when the program was first created, counties have encountered numerous problems, including delays in the application process, delays in award announcements, delays in contract approval and decisions on the part of the State that are counterproductive to promoting and improving interoperability; and

**WHEREAS**, counties and other municipalities are the actual providers of 9-1-1 services to the people of New York State and incur substantial costs to upgrade and maintain communications systems, as well as keep up to date with technological changes such as Next Generation 9-1-1.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sullivan County Legislature calls upon Governor Andrew M. Cuomo, the State Legislature and the Division of Homeland Security and Emergency Services to undertake the following changes to the Statewide Interoperable Communications Grant program:

- Expand the allowable uses of the funds to address all areas of need across counties, and allow for the use of the funds for non-recurring operating expenses and other reasonable costs,
- Establish a regular and reliable grant application process and award cycle so that counties can depend upon and plan for this funding,
- Allow counties within a consortium to apply for grants as a group through one county when it may be convenient or conducive to the execution of a particular project,

- Allow counties to request a percentage of their grant award be advanced as up-front payment in order to help counties that are experiencing cash-flow problems that could otherwise delay important projects,
- Allow all counties access to funding regardless of the stage of their projects, and
- Increase the total amount of funding available to counties; and

**BE IT FURTHER RESOLVED**, that the Sullivan County Legislature calls upon the State Legislature and the Governor to pass legislation that authorizes all counties to create a public safety local surcharge to fund costs associated with the provision of 9-1-1; and

**BE IT FURTHER RESOLVED**, that the Sullivan County Legislature calls upon the State Legislature and the Governor to pass legislation that imposes the \$1.20 statewide and \$0.30 local surcharges on pre-paid wireless phones as well as all devices capable of connecting to 9-1-1 and direct those monies to counties; and

**BE IT FURTHER RESOLVED**, that the Clerk to the Legislature forward a copy of this resolution to President Barack Obama, Vice President Joseph Biden, Senator Charles Schumer, Senator Kirsten Gillibrand, Congressman Chris Gibson, NYS Governor Andrew Cuomo, NYS State Senator John Bonacic, NYS State Assemblywoman Aileen Gunther, and New York State Association of Counties.

**Moved by,  
seconded by**

**RESOLUTION NO. INTRODUCED BY THE PUBLIC SAFETY COMMITTEE  
CALLING ON GOVERNOR CUOMO, THE STATE LEGISLATURE AND THE OFFICE  
OF COURT ADMINISTRATION TO FULLY FUND ANY PROPOSAL TO RAISE THE  
AGE OF CRIMINAL RESPONSIBILITY IN NEW YORK**

**WHEREAS**, Chief Judge Jonathan Lippman's State of the Judiciary Addresses in 2012 and 2013 proposed to raise the age of criminal responsibility in New York for 16 and 17 year olds for certain offenses; and

**WHEREAS**, the Sullivan County Legislature along with New York State Association of Counties (NYSAC) recognizes the current statutory requirement that certain adolescent defendants go through criminal proceedings, which at times places adolescents in the same facilities (while detained or jailed) with adult criminals; and

**WHEREAS**, the outcome of this public policy often carries with it criminal records without having the ameliorative function and procedure of the juvenile court system; and

**WHEREAS**, NYSAC opposed similar legislation in the past as an unfunded mandate; and

**WHEREAS**, since then, OCA has convened key stakeholders including county representatives and important partners in this discussion to develop a legislative proposal that does not explicitly shift costs to counties; and

**WHEREAS**, there is evidence to justify the change in public policy and better align resources and provide sufficient state funding to support services for 16-and 17-year olds; and

**WHEREAS**, 2013 Senate Bill 4489-A (Nozzolio), Assembly Bill 7553-A (Lentol), incorporates several changes to enhance the legislation, better positioning New York to improve the outcome for adolescents without burdening the local taxpayer with another unfunded mandate; and

**WHEREAS**, the Sullivan County Legislature does caution the state that, with the change in policy, should come an increased investment in community-based rehabilitative services, without which this population will not fare any better in the community than they do in institutional settings; and

**WHEREAS**, New York's probation system is significantly underfunded by the state while at the same time New York is trying to reduce detention costs, the state is also cutting funding to preventative programs that help county probation in diverting youth from placements; and

**WHEREAS**, neither probation departments nor counties can take on more duties and responsibilities for this population without additional resources.

**NOW, THEREFORE, BE IT RESOLVED**, the Sullivan County Legislature applauds Chief Judge Lippman's efforts to fully fund this proposed policy and avoid all increased cost burden for counties; and

**BE IT FURTHER RESOLVED**, that the Sullivan County Legislature remains supportive of the policy change so long as the final legislation is cost neutral to counties, provides all county departments, including probation departments, with the funding necessary to provide services to this population, and ensures a smooth transition to a new program for all involved; and

**BE IT FURTHER RESOLVED**, the Sullivan County Legislature is calling on the Governor and State Legislature to engage counties while considering all future proposals to change the age of criminal responsibility, including the need to align and provide sufficient state funding under the proposal to support needed services for 16-and 17-year olds at risk, while not shifting new costs to county taxpayers; and

**BE IT FURTHER RESOLVED**, that the Clerk to the Legislature forward a copy of this resolution to President Barack Obama, Vice President Joseph Biden, Senator Charles Schumer, Senator Kirsten Gillibrand, Congressman Chris Gibson, NYS Governor Andrew Cuomo, NYS State Senator John Bonacic, NYS State Assemblywoman Aileen Gunther, and New York State Association of Counties.

**Moved by,  
seconded by**



**RESOLUTION NO. INTRODUCED BY THE PUBLIC SAFETY COMMITTEE  
CALLING ON THE GOVERNOR AND THE STATE LEGISLATURE TO ENACT  
LEGISLATION THAT WILL BRING MANDATE RELIEF TO COUNTY JAILS**

**WHEREAS**, counties incur substantial costs to construct and maintain jail facilities for inmate populations in accordance with standards set by the New York State Commission of Correction; and

**WHEREAS**, the incarceration of parole violators in county jails is an unfunded State mandate on counties; and

**WHEREAS**, since the enactment of the 2009-10 State Budget, the state no longer provides counties with reimbursement for the cost of housing parole violators in county jails; and

**WHEREAS**, counties are mandated to pay for medical, hospital and dental expenses of parole violators incarcerated in county jails; and

**WHEREAS**, counties also incur great expenses to transport inmates to court for arraignments.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sullivan County Legislature calls upon Governor Andrew M. Cuomo and the New York State Legislature to enact legislation providing mandate relief for county jails that includes:

- Requiring that parole violators be incarcerated in State Correctional Facilities when they violate the terms and conditions of their parole;
- Allowing local jails to charge co-pays for medical visits in order to recoup costs associated with providing medical and psychiatric care; and
- Requiring judges to determine if it is appropriate for an inmate to use tele-conferencing equipment for appearance in court for arraignment, rather than traveling to the courthouse in person; and

**BE IT FURTHER RESOLVED**, that in order to offset the state and local costs of providing health care coverage of inpatient hospital services provided outside of local jails and State prisons, a concerted effort of the State and local governments must be made to improve the number of Medicaid eligible inmates who are enrolled in the program; and

**BE IT FURTHER RESOLVED**, that the Sullivan County Legislature urges Governor Andrew M. Cuomo and the New York State Commission of Correction, with support from the New York State Legislature, to continue to work with counties to identify ways to alleviate unfunded mandates and onerous requirements on county jails so they may operate more efficiently, while protecting the rights and safety of both inmates and employees of correctional facilities, saving county property tax dollars; and

**BE IT FURTHER RESOLVED**, that the Clerk to the Legislature forward a copy of this resolution to President Barack Obama, Vice President Joseph Biden, Senator Charles Schumer, Senator Kirsten Gillibrand, Congressman Chris Gibson, NYS Governor Andrew Cuomo, NYS State Senator John Bonacic, NYS State Assemblywoman Aileen Gunther, and New York State Association of Counties.

**Moved by,  
seconded by**

COMBINED: LEGISLATIVE MEMORANDUM,  
CERTIFICATE OF AVAILABILITY OF FUNDS  
AND RESOLUTION COVER MEMO

To: Sullivan County Legislature

Fr: Joshua Potossek, Acting County Manager

Re: Request for Consideration of a Resolution: Amend Resolutions No. 151-02 and 342-01

Date: 10/02/2013

**Purpose of Resolution:** [Provide a detailed statement of what the Resolution will accomplish, as well as a justification for approval by the Sullivan County Legislature.]

Amend Resolution No. 151-02 and Resolution No. 342-01 Regarding Compensation for Court Appointed Language Interpreter Services. In certain circumstances, for certain languages, under the discretion of the County Manager can be paid a higher rate for these specialized interpreters, pay a daily rate rather than an hourly rate, and/or pay for travel time.

**Is subject of Resolution mandated? Explain:**

Yes - we are required pursuant to Sections 386 and 387 of the Judiciary Law to provide language interpreter services being a charge upon the county

**Does Resolution require expenditure of funds? Yes  No**

**If "Yes", provide the following information:**

Amount to be authorized by Resolution: \$ as needed per case, costs unknown

Are funds already budgeted? Yes  No

If "Yes" specify appropriation code(s): A.1170-47-4709

If "No", specify proposed source of funds: \_\_\_\_\_

**Estimated Cost Breakdown by Source:**

County	\$ _____	Grant(s)	\$ _____
State	\$ _____	Other	\$ _____
Federal Government	\$ _____	(Specify)	_____

Verified by Budget Office: 

Does Resolution request Authority to Enter into a Contract? Yes  No

If "Yes", provide information requested on Pages 2 and 3.

Request for Authority to Enter into Contract with \_\_\_\_\_ of \_\_\_\_\_

Nature of Other Party to Contract: \_\_\_\_\_ Other: Government

Duration of Contract: From \_\_\_\_\_ To \_\_\_\_\_

Is this a renewal of a prior Contract? Yes \_\_\_ No \_\_\_

If "Yes" provide the following information:

Dates of prior contract(s): From \_\_\_\_\_ To \_\_\_\_\_

Amount authorized by prior contract(s): \_\_\_\_\_

Resolutions authorizing prior contracts (Resolution #s): \_\_\_\_\_

Future Renewal Options if any:

\_\_\_\_\_

Is Subject of Contract – i.e. – the goods and/or services Mandated? Yes \_\_\_ No \_\_\_

If "Yes" cite the mandate's source; describe how this contract satisfies the requirements:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

If "No" provide other justification for County to enter into this Contract: [County does not have resources in-house, best source of the subject materials, required by grant, etc.]:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Total Contract Cost for [year or contract period]: (If specific sum is not known state maximum potential cost): \_\_\_\_\_

Efforts made to find Less Costly alternative:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Efforts made to share costs with another agency or governmental entity:

\_\_\_\_\_

\_\_\_\_\_

Specify Compliance with Procurement Procedures (Bid, Request for Proposal, Quote, etc.)

N/A Not Applicable

Person(s) responsible for monitoring contract (Title): \_\_\_\_\_

**Pre-Legislative Approvals:**

A. Director of Purchasing: Judy Davis Date 10/9/13

B. Management and Budget: Jamie Myz Date 10/8/13

C. Law Department: SO Yasgur Date \_\_\_\_\_

D. County Manager: John Petrus Date 10/9/13

E. Other as Required: \_\_\_\_\_ Date \_\_\_\_\_

Vetted in Public Safety Committee Committee on 10/10/2013

**RESOLUTION NO. INTRODUCED BY THE PUBLIC SAFETY COMMITTEE TO AMEND RESOLUTION NO. 151-02 AND RESOLUTION NO. 342-01 REGARDING COMPENSATION FOR COURT APPOINTED LANGUAGE INTERPRETER SERVICES.**

**WHEREAS**, an individual charged with a crime is guaranteed the ability to understand the nature of the proceedings against him pursuant to Article 1 Section 6 of the New York State Constitution,, and

**WHEREAS**, many people arrested within Sullivan County are not sufficiently fluent in the English language to understand the nature of the criminal proceedings against them and who cannot afford to pay for language interpreter services, and

**WHEREAS**, under such circumstances, town and village courts are required to provide language interpreter services, with the cost under these circumstances being a charge upon the county within which the court is located, pursuant to Sections 386 and 387 of the Judiciary Law; and

**WHEREAS**, pursuant to Resolution No. 342-01, compensation for such language interpreter services was previously established to be no more than fifteen dollars per hour; and

**WHEREAS**, there is a need due to increased costs for travel and time for such language interpreter services to increase the per hour fee to no more than thirty dollars per hour; and

**WHEREAS**, pursuant to Resolution No. 151-02, compensation for such language interpreter services was amended to permit payment in excess of fifteen dollars per hour but in no event more than seventy-five dollars per hour as authorized by the County Manager; and

**WHEREAS**, in certain circumstances, for certain languages, there are no certified interpreters reasonably proximate to Sullivan County and it is necessary: (1) pay a higher rate for these specialized interpreters, (2) pay a daily rate rather than an hourly rate, and/or (3) pay for travel time.

**NOW, THEREFORE, BE IT RESOLVED**, that Resolution No. 342-01 and Resolution No. 151-02 are hereby amended to increase the per hour fee to no more than thirty dollars per hour, and as necessary or required by individual circumstances the County Manager shall be authorized to permit payment in excess of thirty dollars an hour or a daily rate and/or travel time for court appointed language interpreter services effective July 1, 2013 and shall, in such cases set forth on the payment voucher for such sums the reason for the greater payment.

**Moved by,  
seconded by**

COMBINED: LEGISLATIVE MEMORANDUM,  
CERTIFICATE OF AVAILABILITY OF FUNDS  
AND RESOLUTION COVER MEMO

To: Sullivan County Legislature

Fr: Richard Martinkovic, STOP-DWI Coordinator, Commissioner of Public Safety

Re: Request for Consideration of a Resolution: To approve 2014 STOP-DWI Plan

Date: 10/10/13

Purpose of Resolution: [Provide a detailed statement of what the Resolution will accomplish, as well as a justification for approval by the Sullivan County Legislature.]

Needed in order to receive revenue from NYS DMV for STOP-DWI Program.

Is subject of Resolution mandated? Explain:

No

Does Resolution require expenditure of funds? Yes  No

If "Yes", provide the following information:

Amount to be authorized by Resolution: \$ 262,000.00

Are funds already budgeted? Yes  No

If "Yes" specify appropriation code(s): A3315

If "No", specify proposed source of funds: \_\_\_\_\_

Estimated Cost Breakdown by Source:

County	\$ _____	Grant(s)	\$ _____
State	\$ <u>250,000.00</u>	Other	\$ <u>12,000.00</u>
Federal Government	\$ _____	(Specify)	<u>Victim Impact Panel fees</u>

Verified by Budget Office: 

Does Resolution request Authority to Enter into a Contract? Yes  No

If "Yes", provide information requested on Pages 2. If "NO", please go straight to Page 3 and acquire all pre-legislative approvals.

Request for Authority to Enter into Contract with [Gov.'s Traffic Safety Comm.] of  
[NYS Dept. of Motor Vehicles]

Nature of Other Party to Contract: ·

Other: State government  
agency

Duration of Contract: From 01/01/2014 To 12/31/2014

Is this a renewal of a prior Contract? Yes \_\_\_ No

If "Yes" provide the following information:

Dates of prior contract(s): From \_\_\_\_\_ To \_\_\_\_\_

Amount authorized by prior contract(s): \_\_\_\_\_

Resolutions authorizing prior contracts (Resolution #s): \_\_\_\_\_

Future Renewal Options if any:

Is Subject of Contract – i.e. – the goods and/or services Mandated? Yes \_\_\_ No

If "Yes" cite the mandate's source; describe how this contract satisfies the requirements:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

If "No" provide other justification for County to enter into this Contract: [County does not have resources in-house, best source of the subject materials, required by grant, etc.]:

Required in order to receive funding from State

\_\_\_\_\_  
\_\_\_\_\_

Total Contract Cost for [year or contract period]: (If specific sum is not known state maximum potential cost): \$262,000

Efforts made to find Less Costly alternative:

Costs covered by funding received

\_\_\_\_\_  
\_\_\_\_\_

Efforts made to share costs with another agency or governmental entity:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Specify Compliance with Procurement Procedures (Bid, Request for Proposal, Quote, etc.)

Supplied order through program are done by purchase order

Person(s) responsible for monitoring contract (Title): Commissioner of Public Safety

**Pre-Legislative Approvals:**

- A. Director of Purchasing: *Dorothy Jones* Date *10/9/13*
- B. Management and Budget: *Janet Miller* Date *10/7/13*
- C. Law Department: *St. Vasquez* Date \_\_\_\_\_
- D. County Manager: *John Poter* Date *10/9/13*
- E. Other as Required: \_\_\_\_\_ Date \_\_\_\_\_

Vetted in \_\_\_\_\_ Committee on \_\_\_\_\_



Resolution No. \_\_\_\_\_

**RESOLUTION INTRODUCED BY PUBLIC SAFETY COMMITTEE**

**RESOLUTION TO APPROVE THE 2014 STOP DWI PLAN AND AUTHORIZE THE COUNTY MANAGER TO SIGN ANY AND ALL AGREEMENTS NECESSARY FOR THE PLAN**

**WHEREAS**, the 2014 STOP DWI Plan has been prepared and requires the signature of the County Manager prior to being approved by the New York State Department of Motor Vehicles, Governor's Traffic Safety Committee, and

**WHEREAS**, the 2014 STOP DWI budget is \$262,000, and

**WHEREAS**, a copy of the 2014 STOP DWI Plan is on file in the County Manager's Office.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Manager is authorized to sign any and all agreements with the State of New York and all appropriate agencies to affect the 2014 STOP DWI Plan, said agreements to be in such form as the County Attorney shall approve.

**Moved by** \_\_\_\_\_,  
**Seconded by** \_\_\_\_\_,  
**and adopted on motion** \_\_\_\_\_, **2013**

**COMBINED: LEGISLATIVE MEMORANDUM,  
CERTIFICATE OF AVAILABILITY OF FUNDS  
AND RESOLUTION COVER MEMO**

**To:** Sullivan County Legislature

**Fr:** Richard A. Martinkovic, Public Safety Commissioner

**Re:** Request for Consideration of a Resolution: Fiscal Year 2013 Emergency Management

**Date:** 10/02/2013

**Purpose of Resolution:** [Provide a detailed statement of what the Resolution will accomplish, as well as a justification for approval by the Sullivan County Legislature.]

Funding will cover a portion of the Commissioner of Public Safety's salary, as well as the full salary of a part-time typist and some mileage costs.

**Is subject of Resolution mandated? Explain:**

No

**Does Resolution require expenditure of funds? Yes  No**

**If "Yes, provide the following information:**

Amount to be authorized by Resolution: \$ 32,792.00

Are funds already budgeted? Yes  No

If "Yes" specify appropriation code(s): 3010

If "No", specify proposed source of funds: \_\_\_\_\_

**Estimated Cost Breakdown by Source:**

County	\$ <u>32,792.00</u>	Grant(s)	\$ <u>32,792.00</u>
State	\$ _____	Other	\$ _____
Federal Government	\$ _____	(Specify)	_____

**Verified by Budget Office:** 

**Does Resolution request Authority to Enter into a Contract? Yes  No**

**If "Yes", provide information requested on Pages 2 and 3.**

Request for Authority to Enter into Contract with [NYS Division of Homeland Sec] of  
\_\_\_\_\_

Nature of Other Party to Contract: Other: Government

Duration of Contract: From 10/01/2012 To 09/30/2014

Is this a renewal of a prior Contract? Yes  No

If "Yes" provide the following information:

Dates of prior contract(s): From 01/01/2000 To 10/01/2014

Amount authorized by prior contract(s): \_\_\_\_\_

Resolutions authorizing prior contracts (Resolution #s): \_\_\_\_\_

Future Renewal Options if any:

N/A

Is Subject of Contract – i.e. – the goods and/or services Mandated? Yes  No

If "Yes" cite the mandate's source; describe how this contract satisfies the requirements:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

If "No" provide other justification for County to enter into this Contract: [County does not have resources in-house, best source of the subject materials, required by grant, etc.]:

County does not have resources in-house.

\_\_\_\_\_  
\_\_\_\_\_

Total Contract Cost for [year or contract period]: (If specific sum is not known state maximum potential cost): \$65,584.00

Efforts made to find Less Costly alternative:

N/A.

\_\_\_\_\_  
\_\_\_\_\_

Efforts made to share costs with another agency or governmental entity:

N/A

\_\_\_\_\_

Specify Compliance with Procurement Procedures (Bid, Request for Proposal, Quote, etc.)  
N/A Not Applicable

Person(s) responsible for monitoring contract (Title): Richard A. Martinkovic, Commi

**Pre-Legislative Approvals:**

- A. Director of Purchasing: [Signature] Date 10/9/13
- B. Management and Budget: [Signature] Date 10/8/13
- C. Law Department: [Signature] Date \_\_\_\_\_
- D. County Manager: [Signature] Date 10/9/13
- E. Other as Required: \_\_\_\_\_ Date \_\_\_\_\_

Vetted in Public Safety Committee Committee on 10/10/2013

**RESOLUTION NO. \_\_\_\_\_ INTRODUCED BY PUBLIC SAFETY COMMITTEE  
TO ACCEPT FISCAL YEAR 2013 EMERGENCY MANAGEMENT PERFORMANCE  
GRANT (LEMPG)**

**WHEREAS**, the Emergency Management Performance Grant, administered by the NYS Division of Homeland Security and Emergency Services/ Federal Grant Program Administration Unit, provides funding to cover a portion of the Commissioner of Public Safety's salary and the full salary of a part-time typist, as well as mileage; and

**WHEREAS**, the grant award for Fiscal Year 2013 is in the amount of \$32,792.00 for the period of performance of October 1, 2012 through September 30, 2014; and

**WHEREAS**, Sullivan County is required to provide a local match equal to the funding award amount of \$32,792.00 – for a total project cost of \$65,584.00.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Legislative Chairman and / or the County Manager (*as required by the funding source*) be and is hereby authorized to execute any and all necessary documents to submit the application paperwork, accept the grant award and access the funding, in such form as the County Attorney shall approve; and

**BE IT FURTHER RESOLVED**, that should the funding be terminated, the County shall not be obligated to continue any action undertaken by the use of this grant funding.

**Moved by \_\_\_\_\_ seconded by \_\_\_\_\_**, put to a vote with \_\_\_\_\_ absent, unanimously carried and **declared duly adopted on motion**\_\_\_\_\_.

**COMBINED: LEGISLATIVE MEMORANDUM,  
CERTIFICATE OF AVAILABILITY OF FUNDS  
AND RESOLUTION COVER MEMO**

**To:** Sullivan County Legislature

**Fr:** Richard A. Martinkovic

**Re:** Request for Consideration of a Resolution: Fiscal Year 2012 Local Emergency Man

**Date:** 10/02/2013

**Purpose of Resolution:** [Provide a detailed statement of what the Resolution will accomplish, as well as a justification for approval by the Sullivan County Legislature.]

Funding will cover a portion of the Commissioner of Public Safety's salary, as well as the full salary of the part-time typist and some mileage costs.

**Is subject of Resolution mandated? Explain:**

No

**Does Resolution require expenditure of funds? Yes  No**

**If "Yes", provide the following information:**

Amount to be authorized by Resolution: \$ 33,328.00

Are funds already budgeted? Yes  No

If "Yes" specify appropriation code(s): 3010

If "No", specify proposed source of funds: \_\_\_\_\_

**Estimated Cost Breakdown by Source:**

County	\$ <u>33,328.00</u>	Grant(s)	\$ <u>33,328.00</u>
State	\$ _____	Other	\$ _____
Federal Government	\$ _____	(Specify)	_____

**Verified by Budget Office:** 

**Does Resolution request Authority to Enter into a Contract? Yes  No**

**If "Yes", provide information requested on Pages 2 and 3.**

Request for Authority to Enter into Contract with [NYS Division of Homeland Security] of  
\_\_\_\_\_

Nature of Other Party to Contract: \_\_\_\_\_ **Other:** Government

Duration of Contract: From 06/01/2012 To 05/31/2014

Is this a renewal of a prior Contract? Yes  No

If "Yes" provide the following information:

Dates of prior contract(s): From 01/01/2000 To 10/01/2014

Amount authorized by prior contract(s): \_\_\_\_\_

Resolutions authorizing prior contracts (Resolution #s): \_\_\_\_\_

Future Renewal Options if any:

N/A

Is Subject of Contract – i.e. – the goods and/or services Mandated? Yes  No

If "Yes" cite the mandate's source; describe how this contract satisfies the requirements:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

If "No" provide other justification for County to enter into this Contract: [County does not have resources in-house, best source of the subject materials, required by grant, etc.]:

County does not have resources in-house.  
\_\_\_\_\_  
\_\_\_\_\_

Total Contract Cost for [year or contract period]: (If specific sum is not known state maximum potential cost): \$66,656.00

Efforts made to find Less Costly alternative:

N/A  
\_\_\_\_\_  
\_\_\_\_\_

Efforts made to share costs with another agency or governmental entity:

N/A  
\_\_\_\_\_  
\_\_\_\_\_

Specify Compliance with Procurement Procedures (Bid, Request for Proposal, Quote, etc.)

N/A

Person(s) responsible for monitoring contract (Title): Richard A. Martinkovic, Commi

**Pre-Legislative Approvals:**

A. Director of Purchasing: *Deborah Jones* Date 10/9/13

B. Management and Budget: *Janet Myer* Date 10/8/13

C. Law Department: *Deborah Jones* Date \_\_\_\_\_

D. County Manager: *John Poter* Date 10/9/13

E. Other as Required: \_\_\_\_\_ Date \_\_\_\_\_

Vetted in Public Safety Committee Committee on 10/10/2013



**RESOLUTION NO. \_\_\_\_\_ INTRODUCED BY PUBLIC SAFETY COMMITTEE  
TO ACCEPT FISCAL YEAR 2012 LOCAL EMERGENCY MANAGEMENT  
PERFORMANCE GRANT (LEMPG)**

**WHEREAS**, the Local Emergency Management Performance Grant, administered by the NYS Division of Homeland Security and Emergency Services Federal Grant Program Administration Unit, provides funding to cover a portion of the Commissioner of Public Safety's salary and the full salary of a part-time typist, as well as mileage; and

**WHEREAS**, the grant award for Fiscal Year 2012 is in the amount of \$33,328.00 for the period of performance of June 1, 2012 through May 31, 2014; and

**WHEREAS**, Sullivan County is required to provide a local match equal to the funding award amount of \$33,328.00 – for a total project cost of \$66,656.00.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Legislative Chairman and / or the County Manager (*as required by the funding source*) be and is hereby authorized to execute any and all necessary documents to submit the application paperwork, accept the grant award and access the funding, in such form as the County Attorney shall approve; and

**BE IT FURTHER RESOLVED**, that should the funding be terminated, the County shall not be obligated to continue any action undertaken by the use of this grant funding.

**Moved by \_\_\_\_\_ seconded by \_\_\_\_\_**, put to a vote with \_\_\_\_\_ absent, unanimously carried and **declared duly adopted on motion** \_\_\_\_\_.