

PUBLIC SAFETY AND LAW ENFORCEMENT COMMITTEE

August 6, 2015 – 9:15 a.m.

**Committee Members: Cora Edwards, Chair; Jonathan Rouis, Vice-Chair;
Cindy Kurpil Geiger, Kathy LaBuda, Alan Sorensen**

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENTATIONS: None

RESOLUTIONS:

- 1. To authorize the County Manager to execute an Intergovernmental MOU with the NYS Division of Homeland Security & Emergency Services (DHSES).**
- 2. To accept a grant awarded from the New York State Division of Criminal Justice Services.**
- 3. To authorize the County Attorney and Commissioner of Management and Budget to modify the Retainer Agreement with Lukas, Nace, Gutierrez and Sachs.**
- 4. To authorize the County Manager to execute an agreement with Joanne Gerow to provide accommodations for seized animals, other than dogs.**
- 5. To authorize the County Manager to execute an Inter-Municipal Agreement with the Town of Liberty to provide accommodations for seized dogs.**

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**

OLD BUSINESS:

DISCUSSIONS: None

PUBLIC COMMENT

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

To: Sullivan County Legislature

Fr: Alex Rau, E911 Coordinator

Re: Request for Consideration of a Resolution: Execute MOU with NYS DHSES for loan of interoperable communications resources.

Date: August 6, 2015

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.]

This resolution will authorize the County Manger to enter into an MOU with the NYS DHSES for the temporary loan of interoperable communications resources. There is no cost to the County and will provide an opportunity to pilot a valuable interoperability resource for emergency management.

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: \$ _____

Are funds already budgeted? Yes ___ No ___

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

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. If "NO", please go straight to Page 3 and acquire all pre-legislative approvals.

Request for Authority to Enter into Contract with [_____] of
[_____]

Nature of Other Party to Contract: .

Other:

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.)

Not Applicable

Person(s) responsible for monitoring contract (Title): _____

Pre-Legislative Approvals:

- A. Director of Purchasing: Kathy Jones Date 7/30/15
- B. Management and Budget: Janet Myers Date 7/29/15
- C. Law Department: [Signature] Date 7/30/15
- D. County Manager: [Signature] Date 7/30/15
- E. Other as Required: _____ Date _____

Vetted in _____ Committee on _____

RESOLUTION NO. _____ INTRODUCED BY PUBLIC SAFETY & LAW ENFORCEMENT COMMITTEE TO AUTHORIZE THE COUNTY MANAGER TO EXECUTE AN INTERGOVERNMENTAL MEMORANDUM OF UNDERSTANDING (MOU) WITH THE NEW YORK STATE DIVISION OF HOMELAND SECURITY & EMERGENCY SERVICES (DHSES).

WHEREAS, the NYS DHSES has acquired the hardware, software and subscription service for the Mutualink Interoperability platform and wishes to temporarily loan such equipment at no cost to NYS Counties for communications purposes, and

WHEREAS, the NYS DHSES will also cover all costs associated with the installation and maintenance of said equipment, and

WHEREAS, it would be advantageous for Sullivan County E911 and Emergency Management to participate in this loan program to utilize this interoperable communications equipment,

NOW, THEREFORE, BE IT RESOLVED, that the County Manager is hereby authorized to enter into an intergovernmental memorandum of understanding with the NYS DHSES for the temporary loan of interoperable communications resources (Mutualink). Said agreement is to be in a form as approved by the County Attorney's Office.

Moved by _____,

Seconded by _____,

and adopted on motion _____, 2015.

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

To: Sullivan County Legislature

Fr: James R. Farrell, District Attorney

Re: Request for Consideration of a Resolution: To accept Aid to Prosecution grant money from
Division of Criminal Justice Services

Date: July 27, 2015

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.]

To accept grant money from the Division of Criminal Justice Services for Aid to Prosecution. To enhance investigations and vertical prosecutions through increased efficiency of the District Attorney's office resulting in decreased violent crime and a safer community.

Is subject of Resolution mandated? Explain:

Does Resolution require expenditure of funds? Yes ___ No

If "Yes, provide the following information:

Amount to be authorized by Resolution: \$ 58,200.00

Are funds already budgeted? Yes No ___

If "Yes" specify appropriation code(s): A1165-R3089-R247

If "No", specify proposed source of funds: _____

Estimated Cost Breakdown by Source:

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

Verified by Budget Office: Janet M. Yea

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 [_____] of [_____]

Nature of Other Party to Contract: .

Other:

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.)

_____ *Not Applicable* _____

Person(s) responsible for monitoring contract (Title): _____

Pre-Legislative Approvals:

- A. Director of Purchasing: Leahy Jones Date 7/30/15
- B. Management and Budget: Jamie McFly Date 7/29/15
- C. Law Department: [Signature] Date 7/30/15
- D. County Manager: [Signature] Date 7/30/15
- E. Other as Required: _____ Date _____

Vetted in _____ Committee on _____

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

To: Sullivan County Legislature
Fr: Samuel Yasgur, County Attorney
Re: Request for Consideration of a Resolution
Date: July 8, 2015

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.]
To modify the retainer agreement with Lukas, Nace, Gutierrez and Sachs from an amount of \$7,500.00 to \$9,500.00.

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: \$2,000.00

Are funds already budgeted? Yes No

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

If "No", specify proposed source of funds: Budget mod H53-3997-40-4008

Estimated Cost Breakdown by Source:

County \$2,000.00

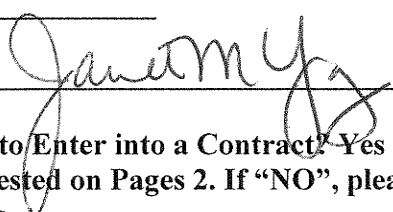
State \$ _____

Federal Government \$ _____

Grant(s) \$ _____

Other \$ _____

(Specify) _____

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: **Lukas, Nace, Gutierrez and Sachs**

Nature of Other Party to Contract: **Professional**

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): January 6, 2012

Amount authorized by prior contract(s): \$7,500.00

Resolutions authorizing prior contracts (Resolution #s): 379-12

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.)

Not Applicable

Person(s) responsible for monitoring contract (Title): _____

Pre-Legislative Approvals:

A. Director of Purchasing: [Signature] Date 7/13/15

B. Management and Budget: [Signature] Date 7/15/15

C. Law Department: S. Yasour Date 7/13/15

D. County Manager: [Signature] Date 7/30/15

E. Other as Required: _____ Date _____

Vetted in _____ Committee on _____

**RESOLUTION NO. ____ INTRODUCED BY THE PUBLIC SAFETY COMMITTEE TO
AUTHORIZE THE COUNTY ATTORNEY AND COMMISSIONER OF
MANAGEMENT AND BUDGET TO MODIFY THE RETAINER AGREEMENT WITH
LUKAS, NACE, GUTIERREZ AND SACHS**

WHEREAS, the County Attorney and Commissioner of Management and Budget entered into a Retainer Agreement with Lukas, Nace, Gutierrez and Sachs (the "Firm") on January 6, 2012, and

WHEREAS, the Firm agreed to provide legal services on behalf of the County of Sullivan ("County") with regard to negotiations with Motorola, and

WHEREAS, the Retainer Agreement was for services not to exceed \$5,000.00 without County Legislative approval, and

WHEREAS, the Retainer Agreement was modified to an amount not to exceed \$7,500.00 pursuant to Resolution No. 379-12, and

WHEREAS, it is anticipated we may incur another \$2,000.00 in costs, and

WHEREAS, it is requested the cap on the retainer be raised to \$9,500.00.

NOW, THEREFORE, BE IT RESOLVED, that the County Attorney and Commissioner of Management and Budget are hereby authorized to modify the Retainer Agreement with the Firm to extend the amount for legal fees and disbursements to \$9,500.00.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2015.

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

To: Sullivan County Legislature

Fr: Richard Martinkovic
Commissioner of Public Safety

Re: Request for Consideration of a Resolution:

Date: July 20, 2015

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.]

To authorize the County Manager to execute an agreement with Joanne Gerow to provide accommodations for seized animals, other than dogs.

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: \$75.00 Per Call Plus Mileage - Base Rate -

Are funds already budgeted? Yes No other charges may be incurred if necessary

If "Yes" specify appropriation code(s): A3520-40-4001 - Currently budgeted

If "No", specify proposed source of funds: at \$2,500

Estimated Cost Breakdown by Source:

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

Verified by Budget Office: Janet Myer

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 [Joanne Gerow] of
[Swan Lake, NY]

Nature of Other Party to Contract: Individual Other:

Duration of Contract: From 01/01/2015 To 03/31/2016

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.]:

When animals are seized by the SC Sheriff's Office or the Probation Department, the County must make arrangements for accommodations providing appropriate and proper care for the animals.

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:

yes

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

Joanne Gerow is willing and able to provide accommodations and proper care for seized animals other than dogs.

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

Not Applicable

Person(s) responsible for monitoring contract (Title): _____

Pre-Legislative Approvals:

- A. Director of Purchasing: *[Signature]* Date 7/30/15
- B. Management and Budget: *[Signature]* Date 7/29/15
- C. Law Department: S. *[Signature]* Date 7/29/15
- D. County Manager: *[Signature]* Date 7/30/15
- E. Other as Required: _____ Date _____

Vetted in _____ Committee on _____

**RESOLUTION NO. _____ INTRODUCED BY THE PUBLIC SAFETY COMMITTEE
TO AUTHORIZE THE COUNTY MANAGER TO EXECUTE AN AGREEMENT WITH
JOANNE GEROW TO PROVIDE ACCOMMODATIONS FOR SEIZED ANIMALS,
OTHER THAN DOGS**

WHEREAS, in the course of their official duties, the Sullivan County Sheriff's Office and the Sullivan County Probation Department are sometimes required to seize animals; and

WHEREAS, when animals are seized by the Sullivan County Sheriff's Office or the Sullivan County Probation Department, the County of Sullivan must make arrangements for accommodations providing appropriate and proper care for the animals; and

WHEREAS, the County has made an agreement with the Town of Liberty to provide for the accommodation of seized dogs, but must make accommodations for animals other than dogs; and

WHEREAS, Joanne Gerow is willing and able to provide accommodations and proper care for seized animals other than dogs at a flat fee of \$75.00 per call, mileage reimbursement based upon the then prevailing IRS rate, including all emergency veterinary services deemed necessary as a result of an emergency animal control complaint, and any other terms in the agreement deemed appropriate, by the County Manager and the County Attorney; and

NOW, THEREFORE, BE IT RESOLVED that the County Manager is hereby authorized to execute an agreement for a period from January 1, 2015 through March 31, 2016, with Joanne Gerow, 897 Briscoe Road, Swan Lake, New York, to provide accommodations for animals other than dogs seized by the County, said agreement to be in a form approved by the County Attorney.

Moved by _____ ,
seconded by _____ ,
date _____ .

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

To: Sullivan County Legislature

Fr: Richard Martinkovic
Commissioner of Public Safety

Re: Request for Consideration of a Resolution:

Date: July 20, 2015

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.]

To authorize the County Manager to execute an inter-municipal agreement with the Town of Liberty to provide accommodations for seized dogs.

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: \$ 75.00 Per Call Plus Mileage - Base Rate -
Are funds already budgeted? Yes No - other charges may be incurred if necessary

If "Yes" specify appropriation code(s): A3520-40-4001 - Currently budgeted

If "No", specify proposed source of funds: at \$2,500

Estimated Cost Breakdown by Source:

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

Verified by Budget Office: Janet Mygale

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 [Town of Liberty] of [_____]

Nature of Other Party to Contract: Individual _____ Other: _____

Duration of Contract: From 01/01/2015 To 03/31/2016

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.]:

When dogs are seized by the SC Sheriff's Office or Probation Dept the County must make arrangements for accommodations providing appropriate and proper care for the dogs.

Total Contract Cost for [year or contract period]: (If specific sum is not known state maximum potential cost): not to exceed \$3,000.00 annually.

Efforts made to find Less Costly alternative:

yes

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

The Town of Liberty has an animal shelter and is willing and able to provide accommodations with appropriate and proper care for the dogs.

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

not applicable

Person(s) responsible for monitoring contract (Title): _____

Pre-Legislative Approvals:

- A. Director of Purchasing: *[Signature]* Date 7/30/15
- B. Management and Budget: *[Signature]* Date 7/29/15
- C. Law Department: *[Signature]* Date 7/29/16
- D. County Manager: *[Signature]* Date 7/30/15
- E. Other as Required: _____ Date _____

Vetted in _____ Committee on _____

**RESOLUTION NO. _____ INTRODUCED BY THE PUBLIC SAFETY COMMITTEE
TO AUTHORIZE THE COUNTY MANAGER TO EXECUTE AN INTER-MUNICIPAL
AGREEMENT WITH THE TOWN OF LIBERTY TO PROVIDE ACCOMMODATIONS
FOR SEIZED DOGS**

WHEREAS, in the course of their official duties, the Sullivan County Sheriff's Office and the Sullivan County Probation Department are sometimes required to seize dogs; and

WHEREAS, when dogs are seized by the Sullivan County Sheriff's Office or the Sullivan County Probation Department, the County of Sullivan ("County") must make arrangements for accommodations providing appropriate and proper care for the dogs; and

WHEREAS, the Town of Liberty ("Town") has an animal shelter and is willing and able to provide accommodations with appropriate and proper care for the dogs at a cost not to exceed \$3,000.00 annually; and

WHEREAS, it is necessary for the County to enter into an Inter-Municipal Agreement ("IMA") with the Town to provide for accommodations for seized dogs, and

WHEREAS, the Town of Liberty is willing and able to provide accommodations and proper care for dogs at a flat fee of \$75.00 per call, mileage reimbursement based upon the then prevailing IRS rate, and any other terms in the agreement deemed appropriate by the County Manager and the County Attorney; and

NOW, THEREFORE, BE IT RESOLVED that the County Manager is hereby authorized to execute an IMA with the Town for a period from January 1, 2015 through March 31, 2016, to provide accommodations for dogs seized by the County, said IMA to be in a form approved by the County Attorney.

Moved by _____ ,
seconded by _____ ,
date _____ .