AGENDA

PUBLIC SAFETY COMMITTEE

JANUARY 30, 2019

PREVIOUS BUSINESS:

APPROVING PREVIOUS MEETING MINUTES

1. LOCAL LAW NO. “G” FOR 2018: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK TO LIMIT THE LENGTH OF TIME THAT CANINES MAY BE RESTRAINED OUTDOORS TO NO MORE THAN TWO HOURS IN ANY CONTINUOUS TWELVE-HOUR PERIOD

2. LOCAL LAW NO. “R” FOR 2018: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK PROHIBITING ALBANY COUNTY GOVERNMENT FROM ASSISTING IN THE INVESTIGATION OF CITIZENSHIP OR IMMIGRATION STATUS OF ANY PERSON

3. RESOLUTION NO. 376: PUBLIC HEARING ON PROPOSED LOCAL LAW NO. “R” FOR 2018

CURRENT BUSINESS:

4. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE UNIFIED COURT SYSTEM REGARDING COURT SECURITY FOR THE FAMILY, SUPREME AND COUNTY COURTS

5. AMENDING RESOLUTION NO. 291 FOR 2018 REGARDING STATE WIDE INTEROPERABLE COMMUNICATIONS GRANT FUNDING

6. AUTHORIZING AGREEMENTS WITH VARIOUS MUNICIPALITIES REGARDING PARTICIPATION IN THE ADVANCED LIFE SUPPORT SERVICES PROGRAM
7. AUTHORIZING AGREEMENTS WITH THE TOWNS OF BERNE, NEW SCOTLAND, RENSSELAERVILLE, WESTERLO AND THE DELMAR – BETHLEHEM VOLUNTEER AMBULANCE SERVICE REGARDING EMERGENCY MEDICAL TECHNICIANS – DEFIBRILLATION (EMT-D) SERVICES
Honorable Andrew Joyce and Members of the Albany County Legislature:

LADIES AND GENTLEMEN:

The Public Safety Committee of the Albany County Legislature met on November 28, 2018. Chairperson Lockart, Messrs. Bullock, Clay, Miller, Signoracci, Ward, Stevens, Tunny and Ms. Plotsky were present. The following items were discussed and/or acted upon:

Approving Previous Meeting Minutes: Unanimously approved.

1. Local Law No. “G” for 2018: A Local Law of the County of Albany, New York to limit the length of time that canines may be restrained outdoors to no more than two hours in any continuous twelve-hour period: Tabled at the request of the Sponsor.

2. Local Law No. “H” for 2018: A Local Law of the County of Albany, New York to protect canines from enclosure in dangerously hot or cold vehicles: After a brief discussion, the committee voted unanimously to move Local Law H for 2018 forward for legislative action with a favorable recommendation.


5. Authorization to accept grant funding and enter into an agreement with New York State Division of Homeland Security and Emergency Services regarding 2018/2019 Interoperability Communications Grant Funding and amending the 2018 Sheriff’s Office Budget: The Albany County Sheriff has requested authorization to accept grant funds and enter into an agreement with the NYS Division of Homeland Security and Emergency Services regarding the 2018/2019 Statewide Interoperability Communications Grant Program-Formula Based funding in the amount of $1,276,499 for the term commencing January 1, 2019 and ending December 31, 2020. The Sheriff has indicated that the funding will be utilized to build on to the Albany County, County-Wide, 911 Interoperable Communications Systems. The Sheriff has also requested a budget amendment to accept funding from the DHSES. After a brief discussion, the committee voted unanimously to move the proposal forward for legislative action with a favorable recommendation.
6. Amending Resolution No. 101 for 2018 regarding Inmate Health – Care Services: The Sheriff has indicated that it is necessary to amend Resolution 101 for 2018 to allow for the authorization regarding the third, fourth and fifth years of a five year agreement with CFG Medical Services regarding inmate medical care at the Correctional Facility. The Sheriff has requested authorization to enter into the third, fourth and fifth years of a five year agreement for inmate medical care at the Albany County Correctional Facility with CFG Medical Services for the term commencing January 1, 2019 and ending December 31, 2019 in an amount not to exceed $4,380,601 for year three of the contract, for the term commencing January 1, 2020 and ending December 31, 2020 in an amount not to exceed $4,552,379 for year four of the contract, and for the term commencing January 1, 2021 and ending December 31, 2021 in an amount not to exceed $4,737,220 for year five of the contract. After a brief discussion, the committee voted unanimously to move the resolution forward for legislative action with a favorable recommendation.

7. Authorizing the submission of a grant application and a contract with the New York State Division of Homeland Security and Emergency Services regarding the 2017 Emergency Management Performance Grant and amending the 2018 Sheriff’s Budget: The Sheriff has been notified by the NYS Division of Homeland Security and Emergency Services (DHSES) that grant funds are available in the amount of $117,970 for a term commencing October 1, 2017 and ending September 30, 2019 regarding the 2017 Emergency Management Performance Grant. The Sheriff indicated that a 50% match is required and has requested authorization for the County Executive to enter into an agreement for grant funding from DHSES and that grant funding will be utilized to cover equipment, supplies, and preparedness items used for ongoing emergency management activities. The Sheriff has also indicated that a budget amendment is necessary to incorporate the grant funding into the 2018 budget. After a brief discussion, the committee voted unanimously to move the proposal forward for legislative action with a favorable recommendation.

8. Authorizing the submission of a grant application to the United States Department of Justice, Bureau of Justice Assistance regarding Reimbursement for the Incarceration of Criminal Aliens: The Sheriff requested authorization to submit a grant application in the estimated amount of $25,000 to the U.S. Department of Justice, Bureau of Justice Assistance regarding reimbursement for the incarceration of criminal aliens at the Albany County Correctional Facility. After a brief discussion, the committee voted unanimously to move the proposal forward for legislative action with a favorable recommendation.
9. Authorizing the acceptance of grant funding and a contract with the New York State Division of Homeland Security and Emergency Services regarding the 2018 Hazardous Materials Emergency Preparedness Grant and amending the 2018 Sheriff's Budget: The Sheriff has been notified by the NYS Division of Homeland Security and Emergency Services (DHSES) that grant funds are available in the amount of $5,172 for a term commencing September 30, 2018 and ending September 30, 2019 regarding the 2018 Hazardous Materials Emergency Preparedness Grant. The Sheriff has indicated that a 20% match is required and has requested authorization for the County Executive to enter into an agreement for grant funding from DHSES and that grant funding will be utilized to cover costs associated with training for Hazmat Response in a transportation environment such as rail or trucks and to purchase foam for use by fire departments in Albany County. The Sheriff also indicated that a budget amendment is necessary to incorporate the grant funding into the 2018 budget. After a brief discussion, the committee voted unanimously to move the proposal forward for legislative action with a favorable recommendation.

10. Rescinding Resolution 475 for 2018 and authorizing an agreement with Securus Technologies Inc. regarding telephone services at the Correctional Facility: The County Executive’s Office and the Albany County Attorney’s Office requested that the Albany County Sheriff submit a RFP and consider the corresponding bids from several service providers in compliance with the county procurement process. The Sheriff requests that the Albany County Legislature rescind Resolution 475 for 2018 and after a RFP process requested authorization to enter into a three-year agreement with Securus Technologies, Inc. regarding telephone services, internet services, and video conferencing services for inmates at the Albany County Correctional Facility. The Sheriff explained that Securus Technologies, Inc. has agreed to pay the County $1,200,000 at the beginning of the first year of the contract for both local and long distance inmate calls, video-conferencing services, internet services, and provide all equipment including voice recognition software, and service, at no cost to the County, $600,000 in both the second and third years of the contract and $115,000 as a one-time technology grant, 20% commissions on video visitation, 10% commissions on paid entertainment services, and 20% commissions on E-messaging services through SecureView tablets. After a brief discussion, the committee voted unanimously to rescinding Resolution 475 for 2018 and move the new proposal forward for legislative action with a favorable recommendation.
Respectfully Submitted,
The Public Safety Committee

PATRICE LOCKART, CHAIRPERSON
WILLIAM M. CLAY
DOUGLAS A. BULLOCK
PAUL MILLER
RALPH SIGNORACCI

VICTORIA PLOTSKY
SEAN WARD
PETER B. TUNNY
TRAVIS O. STEVENS
LOCAL LAW NO. “G” FOR 2018

A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK TO LIMIT THE LENGTH OF TIME THAT CANINES MAY BE RESTRAINED OUTDOORS TO NO MORE THAN TWO HOURS IN ANY CONTINUOUS TWELVE-HOUR PERIOD

Introduced: 4/9/18
By Mr. Cahll and Ms. Cunningham:

BE IT ENACTED by the Albany County Legislature as follows:

Section 1. Legislative Intent.

This Legislature hereby finds and determines that the Albany County Legislature has been a leader in protecting the health and welfare of animals in Albany County.

This Legislature also finds and determines that animal owners will sometimes tie their animals to a stationary object outdoors for a short period of time.

This Legislature further finds and determines that some owners, however, leave their animals tied to a stationary object outdoors for long periods of time, in some cases, all day.

This Legislature finds that animals left tied to an object outdoors for prolonged periods often do not have sufficient food, water or shelter from inclement weather.

This Legislature further finds that tethers, chains and other restraints can also injure animals, as the restraint may tangle or catch on other objects.

This Legislature also finds that dogs left on tethers, chains and other restraints may be more aggressive and create a public safety hazard.

This Legislature also determines that it is in the best interests of Albany County residents and their pets to limit the amount of time animals spend tied outdoors to a stationary object.

Therefore, the purpose of this Local Law is to limit the length of time that animals may be restrained outdoors to no more than two hours in any continuous twelve-hour period.

Section 2. Definitions
As used in this Local Law, the following terms shall have the meanings indicated:

(a) "Person" means any individual, firm, partnership, corporation, company, society, association, or any organized group of persons, whether incorporated or not.

Section 3. Prohibitions.

(a) It shall be unlawful for any person to tether, leash, fasten, secure, restrain, chain or tie a dog to any stationary object outdoors or cause such dog to be restrained in a manner that:

(1) Endangers such dog's health, safety or well-being;
(2) Restricts such dog's access to suitable and sufficient food and water;
(3) Does not provide such dog with shelter appropriate to its breed, physical condition, and the climate as defined by §353-b of the New York State Agriculture and Markets Law; or
(4) Unreasonably limits the movement of such dog because it is too short for the dog to move around or for the dog to urinate or defecate in a separate area from the area where it must eat, drink or lie down.

(b) Notwithstanding the provisions of Subsection (a) of this Section, no person shall tether, leash, fasten, secure, restrain, chain or tie a dog to any object with a device that:

(1) Is a choke collar or pinch collar, or a similar collar that tightens when pulled;
(2) Restrains the dog in such a manner that it impairs the flow of oxygen or blood to the dog which may cause choking or causes substantial discomfort to the dog;
(3) Is embedded, partially embedded or may become embedded in such dog's skin;
(4) Has weights attached or contains links that are more than 1/4 inch thick;
(5) Weighs more than 25% of the dog's total body weight, not to exceed 25 pounds for any dog;
(6) Is less than 10 feet in length;
(7) Because of its design or placement is likely to become entangled;
(8) Is long enough to allow such dog to move outside of its owner's property; or
(9) Would allow the restrained dog to move over an object or edge that could result in the strangulation of or injury to such dog.

(c) No person shall tether, leash, fasten, secure, restrain, chain or tie a dog to any stationary object outdoors for more than two hours in any twelve-hour period. And if the dog is tethered to a pulley, running line, or trolley or cable system, the top line must be a minimum of fifteen feet long and six or less feet above the ground.
(d) No person shall tether, leash, fasten, secure, restrain, chain or tie a dog to any stationary object outdoors for any period of time if:

(1) The dog is less than 6 months old;
(2) There is an active weather alert;
(3) Tethering may exacerbate an existing health condition;
(4) Multiple dogs are tethered and their tethers may become entangled; or
(5) The dog is not displaying current identification as defined by section § 108 of New York State Agriculture and Markets Law.

Section 4. Enforcement.

This Local Law shall be enforced by the office of the Albany County Sheriff and may also be enforced by any police officer, peace officer, or local dog control or animal control officer with jurisdiction within Albany County.

Section 5. Penalties for offenses.

A violation of this Local Law shall be punishable by a fine of not more than $150 for a first offense, by a fine of not more than $300 for a second offense and by a fine of not more than $500 for a third or subsequent offense.

Section 6. Applicability.

This article shall apply to all actions occurring on or after the effective date of this Local Law.

Section 7. Severability.

If any clause, sentence, paragraph, subdivision, section or part of this Local Law or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this Local Law, or in its application to the person, individual, corporation, firm, partnership, entity or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 8. Effective Date.

This Local Law shall take effect upon filing with the Secretary of State.

*Referred to Law and Public Safety Committees – 4/9/18*
LOCAL LAW NO. "R" FOR 2018

A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK PROHIBITING
ALBANY COUNTY GOVERNMENT FROM ASSISTING IN THE
INVESTIGATION OF CITIZENSHIP OR IMMIGRATION STATUS OF ANY
PERSON

Introduced: 7/9/18
By Messrs. Fein, Simpson and Bullock:

BE IT ENACTED, by the Legislature of the County of Albany as follows:

Section 1. Title

This local law shall be known as the "Welcoming Albany County Act"

Section 2. Legislative Intent

The Legislature finds that Albany County has a diverse population, with
residents from many different cultures and backgrounds, including many different
races, ethnicities, faiths, and national origins.

The Legislature further finds that the residents of Albany County benefit
from the County's diverse cultural heritage.

The Legislature further finds that it is in the best interest of the residents of
Albany County to be a welcoming place for all people of all walks of life with no
deferece to nationality or citizenship.

Therefore, the purpose of this local law is to ensure that Albany County is a
welcoming place for all individuals and that Albany County officials do not
investigate individuals' immigration or citizenship status, do not participate in the
enforcement of Federal immigration law, and leave the enforcement of Federal
immigration law to Federal officials.

Section 3. Definitions

As used in this local law, the following terms shall have the meanings
indicated:

A. "Administrative warrant" means an immigration warrant of arrest, order
to detain or release aliens, notice of custody determination, notice to appear,
removal order, warrant of removal, or any other document, issued for a civil
immigration enforcement purpose and that is not issued or signed by a judge
appointed pursuant to article III of the United States constitution or a federal magistrate judge appointed pursuant to 28 U.S.C. § 631. This definition includes, but is not limited to, administrative warrants entered into the Federal Bureau of Investigation’s National Crime Information Center database. This definition does not include any criminal warrants issued upon a judicial determination of probable cause and in compliance with the requirements of the Fourth Amendment to the U.S. Constitution and New York law.

B. “Agency” means every Albany County department, agency, division, commission, council, committee, board, or other body established by authority of a local law, resolution, or executive order, and shall encompass, for the purposes of this local law, all contractors performing work on behalf of the county.

C. “Agent” means any person employed by or acting on behalf of an agency or county contractor.

D. “CBP” means the United States Customs and Border Protection agency and shall include any successor agency charged with the enforcement of federal civil immigration laws.

E. “Certification” means any law enforcement certification or statement required by federal immigration law including, but not limited to, the information required by Section 1184(p) of Title 8 of the United States Code (including current United States Citizenship and Immigration Service Form I-918, Supplement B, or any successor forms) for purposes of obtaining a U visa, or by Section 1184(o) of Title 8 of the United States Code (including current United States Citizenship and Immigration Service Form I-914, Supplement B, or any successor forms) for purposes of obtaining a T visa.

F. “Certifying agency” means Albany County law enforcement agency or other authority that has responsibility for the investigation, prosecution, or sentencing of qualifying criminal activity. “Certifying agency” includes any agency that has criminal investigative jurisdiction in its respective areas of expertise.

G. “Citizenship or immigration status” means an individual’s recorded citizenship or immigration status, as such status is defined in the federal immigration and nationality act, at the time an agent or agency receives such information.

H. “Contact information” means home address, work address, telephone number, electronic mail address, social media information, or any other information that can be used as a means of locating or contacting an individual.
I. "Eligible for release from custody" means that the person may be released from custody because one of the following conditions has occurred:

a. All criminal charges against the person have been dropped or dismissed.
b. The person has been acquitted of all criminal charges filed against him or her.
c. The person has served all the time required for his or her jail or prison sentence.
d. The person is ordered to be released from custody pending the disposition of his or her pending criminal case.
e. The person has posted a bond.
f. The person is otherwise eligible for release under state or local law, or local policy.

J. "Family member" means a person's (i) mother, father, spouse, brother or sister (including blood, step or half), son or daughter (including blood, step or half), father-in-law, mother-in-law, daughter-in-law, son-in-law, brother-in-law, sister-in-law, grandparent or grandchild; or (ii) court-appointed legal guardian or a person for whom the person is a court-appointed legal guardian; or (iii) domestic partner or the domestic partner's mother, father, brother, sister (including blood, step, or half), son or daughter (including blood, step or half).

K. "ICE" means the United States Immigration and Customs Enforcement agency and shall include any successor agency charged with the enforcement of federal civil immigration laws.

L. "Immigration detainer" means a request by ICE or CBP to a federal, state, or local law enforcement agency that requests that the law enforcement agency provide notice of release or maintain custody of an individual, including detainers issued pursuant to Sections 1226 or 1357 of Title 8 of the United States Code or 287.7 or 236.1 of Title 8 of the Code of Federal Regulations. These detainers include DHS Form I-247-A "Immigration Detainer – Notice of Action"; DHS Form I-247D "Immigration Detainer – Request for Voluntary Action"; DHS I-247X "Request for Voluntary Transfer"; DHS Form I-247N "Request for Voluntary Notification of Release," or any successor forms.

M. "Immigration enforcement operation" means any operation that is primarily for the purpose of identifying or apprehending a person or persons: 1) in order to subject them to civil immigration detention, removal or deportation proceedings, and/or removal or deportation from the United States; or 2) to criminally prosecute a person or persons for offenses related to immigration status, including but not limited to violations of Sections 1253, 1304, 1306(a) and (b), 1325, or 1326 of Title 8 of the United States Code, or violations of Sections 1028A or 1546 of Title 18 of the United States Code.
N. "Judicial warrant" means a warrant based on probable cause and issued by a judge appointed pursuant to article III of the United States constitution or a federal magistrate judge appointed pursuant to 28 USC 631, that authorizes federal immigration authorities to take into custody the person who is the subject of such warrant. This does not include warrants or orders issued by employees of the Department of Homeland Security, the Department of Justice, or the Executive Office for Immigration Review.

O. "Qualifying criminal activity" means any activity involving one or more of the following or any similar activity in violation of federal, state, or local criminal law: rape; torture; trafficking; incest; domestic violence; sexual assault; abusive sexual contact; prostitution; sexual exploitation; female genital mutilation; being held hostage; peonage; involuntary servitude; slave trade; kidnapping; abduction; unlawful criminal restraint; false imprisonment; blackmail; extortion; manslaughter; murder; felonious assault; witness tampering; obstruction of justice; perjury; fraud in foreign labor contracting (as defined in Section 1351 of Title 18 of the United States Code); or attempt, conspiracy, or solicitation to commit any of the above-mentioned crimes. This list of qualifying criminal activity is not a list of specific statutory violations, but instead a list of general categories of criminal activity. Activity not listed in the first sentence of this definition shall be presumed to be qualifying criminal activity when its nature and elements are substantially similar to any qualifying criminal activity listed herein. Qualifying criminal activity that occurs during the commission of non-qualifying criminal activity shall be considered qualifying criminal activity regardless of whether criminal prosecution was sought for the qualifying criminal activity.

P. "Victim of qualifying criminal activity" means any individual who has reported qualifying criminal activity to a law enforcement agency or certifying agency, or has otherwise participated in the detection, investigation, or prosecution of qualifying criminal activity, who has suffered direct or proximate harm as a result of the commission of any qualifying criminal activity and may include, but is not limited to, an indirect victim, regardless of the direct victim's immigration or citizenship status, including the spouse, children under 21 years of age, and, if the direct victim is under 21 years of age, deceased, incompetent or incapacitated, parents and unmarried siblings under 18 years of age of the direct victim. A bystander victim may also be considered as a "victim of qualifying criminal activity." More than one victim may be identified and provided with certification depending upon the circumstances. For purposes of this definition, the term "incapacitated" means unable to interact with law enforcement agency or certifying agency personnel as a result of a cognitive impairment or other physical limitation, or because of physical restraint or disappearance.

Section 4. Requesting information prohibited
No agent or agency shall request information about or otherwise investigate or assist in the investigation of the citizenship or immigration status of any person, except as may be required under Section 10 of this local law, unless such inquiry or investigation is required by court order. Notwithstanding this provision, the Albany County attorney may investigate and inquire about citizenship or immigration status when relevant to potential or actual litigation or an administrative proceeding in which the county is or may be a party.

Section 5. Conditioning benefits, services, or opportunities on immigration status prohibited

A. No agent or agency shall condition the provision of Albany County benefits, services, or opportunities on matters related to citizenship or immigration status unless required to do so by state or federal law, or court order.

B. Where presentation of a driver's license or identification card issued by New York State or any U.S. State or U.S. territory is accepted as adequate evidence of identity, presentation of a photo identity document issued by another country, such as a driver's license, passport, or consular identification document or presentation of a photo identity issued by a school, college, or employer located in the United States, shall be accepted and shall not subject the person to a higher level of scrutiny or different treatment than if the person had provided a driver's license or identification card issued by New York State or any U.S. State or U.S. territory except that this subsection (b) shall not apply to the completion of the federally mandated I-9 forms.

C. In order to ensure that eligible persons are not deterred from seeking Albany County benefits, services, or opportunities, all agencies shall review their confidentiality policies and identify any changes necessary to ensure that information collected from individuals is limited to that necessary to perform agency duties and is not used or disclosed for any other purpose, except as may be required under Section 10 of this local law. Any necessary changes to those policies shall be made within 60 days of the adoption of this local law, consistent with agency procedures.

D. All applications, questionnaires, and interview forms used in relation to Albany County benefits, opportunities, or services shall be promptly reviewed by the pertinent agencies and any questions regarding citizenship or immigration status, other than those required by statute, federal law, or court order, shall be deleted within 60 days of the adoption of this local law.

Section 6. Immigration enforcement actions and Federal responsibility
A. No agency or agent shall stop, arrest, detain, or continue to detain a person after that person becomes eligible for release from custody or is free to leave an encounter with an agency or agent, based on any of the following:

a. an immigration detainer;
b. an administrative warrant; or
c. any other basis that is based solely on the belief that the person is not present legally in the United States, or that the person has committed a civil immigration violation.

B. No agency or agent shall accept requests by ICE, CBP, or other agencies to support or assist in any capacity with immigration enforcement operations, including but not limited to requests to (1) provide information (including custody status, release date, home address, or work address) regarding persons who may be the subject of immigration enforcement operations except as may be required under Section 10 of this local law, (2) investigate or interrogate such persons, (3) establish traffic perimeters, or (4) otherwise be present to assist or support an operation. In the event an agent receives a request to support or assist in an immigration enforcement operation, he or she shall report the request to his or her supervisor, who shall decline the request, except as may be required under Section 10 of this local law, and document the declination in an interoffice memorandum to the agency director through the chain of command.

C. No agency or agent shall enter into an agreement under Section 1357(g) of Title 8 of the United States Code or any other federal law that authorizes or permits state or local governmental entities to enforce federal civil immigration laws.

D. Unless presented with a valid and properly issued judicial warrant, no agency or agent shall:

a. stop, arrest, detain, or continue to detain a person after that person becomes eligible for release from custody or is free to leave an encounter with an agency or agent;
b. permit ICE or CBP agents access to a person being detained by, or in the custody of, the agency or agent;
c. transfer any person into ICE or CBP custody;
d. permit ICE or CBP agents use of agency facilities, information (except as may be required under Section 10 of this local law), or equipment, including any agency electronic databases, for investigative interviews or other investigative purpose or for purposes of executing an immigration enforcement operation; or
e. expend time to respond to ICE or CBP inquiries or communicate with ICE or CBP regarding a person's custody status, release date, home address, work address, or other information, except as may be required under Section 10 of this local law.
Section 7. Certifications for victims of qualifying criminal activity

A. A certifying agency shall execute any certification requested by any victim of qualifying criminal activity or representative of the victim including, but not limited to, the victim's attorney, accredited representative, or domestic violence service provider, within 45 days of receiving the request. If the victim seeking certification is in federal immigration removal proceedings, the certifying agency shall execute the certification within 14 days of receiving the request. If the victim or the victim's children would lose any benefits under Sections 1184(p) and 1184(o) of Title 8 of the United States Code by virtue of having reached the age of 21 years within 90 days after the certifying agency receives the certification request, the certifying agency shall execute the certification no later than 14 days before the date on which the victim or child would reach the age of 21 years. Requests for expedited certification must be affirmatively raised by the victim.

B. If a certifying agency denies a request for certification, the agency shall notify the applicant in writing of the basis for the denial and the process for appealing the denial to the agency head. Within 90 days of receiving an applicant's letter appealing a denial, the certifying agency head shall notify the applicant in writing that the appeal is rejected and the initial denial is upheld or that the appeal is granted and the certifying agency will issue a certification.

C. The head of each certifying agency shall perform, or designate an agent with a supervisory role within the agency to perform, the following responsibilities:

a. respond to requests for certifications;
b. provide outreach to victims of qualifying criminal activity to inform them of the agency's certification process; and
c. keep written records of all certification requests and responses.

D. All certifying agencies shall implement a language-access protocol for non-English speaking victims of qualifying criminal activity.

E. A certifying agency shall reissue any certification within 45 days of receiving a request from the victim of qualifying criminal activity or representative of the victim including, but not limited to, the victim's attorney, accredited representative, or domestic violence service provider.

F. There is no requirement that there be a current investigation, the filing of charges, a prosecution, or a conviction in order for a certifying agency to provide a certification, and there is no statute of limitations on providing a certification.
G. A certifying agency shall not refuse to provide certifications to applicants with criminal histories or outstanding warrants.

H. Notwithstanding any other provision of this section, a certifying agency’s completion of a certification shall not be considered conclusive evidence that the victim has met eligibility requirements for a U or T visa, and completion of a certification by a certifying agency shall not be construed to guarantee that a victim will receive federal immigration relief. It is the exclusive responsibility of federal immigration officials to determine whether a victim of qualifying criminal activity is eligible for a U or T visa. Completion of a certification by a certifying agency merely verifies factual information relevant to the immigration benefit sought including information relevant for federal immigration officials to determine eligibility for a U or T visa. By completing a certification, the certifying agency attests that the information is true and correct to the best of the certifying official’s knowledge. If after completion of a certification, the victim unreasonably refuses to assist in the investigation or prosecution of the qualifying criminal activity of which he or she is a victim, then the certifying agency may notify the United States Citizenship and Immigration Services in writing.

Section 8. Federal registry programs

No agency or agent shall expend any time, facilities, equipment, information, or other resources of the agency or agent to facilitate the creation, publication, or maintenance of any federal program to register individuals present in the United States based on their race, religion, gender, sexual orientation, gender identity or expression, or national or ethnic origin, or the participation of any residents of the Albany County in such a registry.

Section 9. Commitments

A. The county commits to working with community advocates, policy experts, and legal advocates to defend the human rights of immigrants.

B. The Albany County Sheriff’s Department will continue to respond to requests from immigrant communities to defend them against all crimes, including hate crimes, to assist people with limited language proficiency, and to connect immigrants with social services.

C. The county recognizes the arrest of an individual increases that individual’s risk of deportation even in cases where the individual is found to be not guilty, creating a disproportionate impact from law enforcement operations. Therefore, for all individuals, the Albany County Sheriff’s Department will recognize and consider the extreme potential negative consequences of an arrest in exercising its discretion regarding whether to take such an action, and will arrest
an individual only after determining that less severe alternatives are unavailable or would be inadequate to effect a satisfactory resolution.

Section 10. Information regarding citizenship or immigration status

Nothing in this local law prohibits any Albany County agency from sending to, or receiving from, any local, state, federal agency, information regarding an individual's citizenship or immigration status.

Section 11. Severability

If any clause, sentence, paragraph, section, subdivision, or other part of this local law or its application shall be inconsistent with any federal or state statute, law, regulation or rule then the federal or state statute, law, regulation, or rule shall prevail. If any clause, sentence, paragraph, section, subdivision, or other part of this local law or its application shall be adjudged by a court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder of the local law which shall remain in full force and effect except as limited by such order or judgment.

Section 12. Effective Date and Applicability

This local law shall be effective immediately upon filing in the Office of the Secretary of State.

Referred to Law, Public Safety and Audit and Finance Committees – 7/9/18
RESOLUTION NO. 376

PUBLIC HEARING ON PROPOSED LOCAL LAW NO. "R" FOR 2018

Introduced: 8/13/18
By: Messrs. Fein and Simpson

RESOLVED, By the County Legislature of the County of Albany that a public hearing on proposed Local Law No. "R" for 2018, "A Local Law of the County of Albany, New York Prohibiting Albany County Government from Assisting in the Investigation of Citizenship or Immigration Status of Any Person," be held by the County Legislature in the Legislative Chamber, Albany County Courthouse, Albany, New York at 7:15 p.m. on Tuesday, August 28, 2018, and the Clerk of the County Legislature is directed to cause notice of such hearing to be published containing the necessary information in accordance with the applicable provisions of law.

Referred to Law, Audit and Finance and Public Safety Committees – 8/13/18
November 14, 2018

Honorable Andrew Joyce  
Legislative Clerk’s Office  
112 State Street, Room 710  
Albany, New York 12207

Dear Mr. Joyce:

The attached correspondence is forwarded for presentation to the Albany County Legislature.

Legislative approval is required in order to allow Albany County to enter into an agreement with the State of New York Unified Court System for Court Security in Albany Supreme, County and Family Courts. This is the fifth year of a five year contact commencing on April 1, 2018 and terminating on March 31, 2019.

This agreement shall not exceed $1,850,392.00.

Should there be any questions, do not hesitate to call.

Sincerely,

Craig D. Apple, Sr.  
Sheriff

Att.
cc:  Hon. Daniel P. McCoy, County Executive  
Hon. Patrice Lockart, Public Safety Chairman  
Hon. Dr. Charles Dawson, Audit & Finance Committee  
Kevin Cannizzaro, Esq., Majority Counsel  
Arnis Zilgme, Esq., Minority Counsel
REQUEST FOR LEGISLATIVE ACTION

DATE: NOVEMBER 13, 2018

DEPARTMENT: ALBANY COUNTY SHERIFF'S DEPT

CONTACT PERSON: CRAIG D APPLE SR
TELEPHONE: 518-447-5440

DEPT. REPRESENTATIVE ATTENDING
COMMITTEE MEETING: CRAIG D APPLE SR

PURPOSE OF REQUEST:
ADOPTION OF LOCAL LAW
AMENDMENT OF PRIOR LEGISLATION
APPROVAL/ADOPTION OF PLAN/PROCEDURE
BOND APPROVAL
BUDGET AMENDMENT (SEE BELOW)
CONTRACT AUTHORIZATION (SEE BELOW) X
ENVIRONMENTAL IMPACT
HOME RULE REQUEST
PROPERTY CONVEYANCE
OTHER: (STATE BRIEFLY IF NOT LISTED ABOVE)

AUTHORIZING AN AGREEMENT WITH THE NYS UNIFIED COURT SYSTEM FROM 4/1/18 THRU 3/31/19.

CONCERNING BUDGET AMENDMENTS
STATE THE FOLLOWING
INCREASE ACCOUNT/LINE NO.
SOURCE OF FUNDS:
TITLE CHANGE:

CONCERNING CONTRACT AUTHORIZATION,
STATE THE FOLLOWING:
TYPE OF CONTRACT
CHANGE ORDER/CONTRACT AMENDMENT
PURCHASE (EQUIPMENT/SUPPLIES)
LEASE (EQUIPMENT/SUPPLIES)
REQUIREMENTS
PROFESSIONAL SERVICES
EDUCATIONAL/TRAINING
GRANT: NEW
RENEWAL
SUBMISSION DEADLINE DATE
SETTLEMENT OF A CLAIM
RELEASE OF LIABILITY
OTHER: (STATE BRIEFLY) AUTHORIZING AGREEMENT WITH THE
NYS UNIFIED COURT SYSTEM FOR COURT SECURITY FOR THE FAMILY, SUPREME & COUNTY COURTS FOR YEAR 5 OF A 5 YEAR CONTRACT. APRIL 1, 2018 THRU MARCH 31, 2019
CONCERNING CONTRACT AUTHORIZATION (CONT'D)
STATE THE FOLLOWING:

**CONTRACT TERMS/CONDITIONS:**

**PARTY (NAME/ADDRESS):**

NEW YORK STATE UNIFIED COURT SYSTEM
2500 POND VIEW, SUITE 210
CASTLETON-ON HUDSON NY 12033

**AMOUNT/RATE SCHEDULE/FEES:**

$1,850,392.00 (5TH YR OF 5 YEAR CONTRACT)

**TERM:**

4/1/2018-3/31/2019

**SCOPE OF SERVICES:** COURT SECURITY PROVIDED BY THE ALBANY COUNTY SHERIFF'S DEPT FOR FAMILY, SUPREME & COUNTY COURTS

**CONTRACT FUNDING:**

<table>
<thead>
<tr>
<th>ANTICIPATED IN CURRENT BUDGET:</th>
<th>YES</th>
<th>X</th>
<th>NO</th>
</tr>
</thead>
<tbody>
<tr>
<td>FUNDING SOURCE:</td>
<td>NYS UNIFIED COURT SYSTEM</td>
<td></td>
<td></td>
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</tbody>
</table>

**COUNTY BUDGET ACCOUNTS:**

<table>
<thead>
<tr>
<th>REVENUE:</th>
<th>A33110.03331 - SECURITY SERVICE UNIFIED COURTS</th>
</tr>
</thead>
<tbody>
<tr>
<td>APPROPRIATION:</td>
<td>A83110.14138 (DEPUTY LINE)</td>
</tr>
<tr>
<td>BOND (RES. NO. &amp; DATE OF ADOPTION):</td>
<td></td>
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</tbody>
</table>

**CONCERNING ALL REQUESTS:**

<table>
<thead>
<tr>
<th>MANDATED PROGRAM/SERVICE:</th>
<th>YES</th>
<th>X</th>
<th>NO</th>
</tr>
</thead>
<tbody>
<tr>
<td>IF MANDATED CITE: AUTHORITY</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>ANTICIPATED IN CURRENT ADOPTED BUDGET:</td>
<td>YES</td>
<td>X</td>
<td>NO</td>
</tr>
<tr>
<td>IF YES, INDICATE REVENUE APPROPRIATION ACCOUNTS:</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**FISCAL IMPACT - FUNDING:**

<table>
<thead>
<tr>
<th>FEDERAL</th>
</tr>
</thead>
<tbody>
<tr>
<td>STATE</td>
</tr>
<tr>
<td>COUNTY</td>
</tr>
<tr>
<td>TERM/LENGTH OF FUNDING</td>
</tr>
</tbody>
</table>

**PREVIOUS REQUESTS FOR IDENTICAL OR SIMILAR ACTION:**

<table>
<thead>
<tr>
<th>RESOLUTION/LAW NUMBER:</th>
<th>17-490</th>
</tr>
</thead>
<tbody>
<tr>
<td>DATE OF ADOPTION:</td>
<td>12/4/2017</td>
</tr>
</tbody>
</table>

**JUSTIFICATION:** (STATE BRIEFLY WHY LEGISLATIVE ACTION IS REQUESTED)

AUTHORIZING AN AGREEMENT WITH THE NYS UNIFIED COURT SYSTEM REGARDING COURT SECURITY FOR FAMILY, SUPREME, AND COUNTY COURTS - FOR YEAR 5 OF A 5-YEAR CONTRACT

**MAXIMUM COMPENSATION FOR 4/1/18-3/31/19 TO BE $1,850,392.00**

**BACK-UP MATERIAL SUBMITTED** (I.E. APPLICATION/APPROVAL NOTICES FROM FUNDING SOURCE, BID TABULATION SHEET, CIVIL SERVICE APPROVAL NOTICE, PROGRAM ANNOUNCEMENT, CONTRACTS AND/OR ANY MATERIALS WHICH EXPLAIN OR SUPPORT THE REQUEST FOR LEGISLATIVE ACTION.)

<table>
<thead>
<tr>
<th>SUBMITTED BY:</th>
<th>CRAIG D APPLE SR</th>
</tr>
</thead>
<tbody>
<tr>
<td>TITLE:</td>
<td>SHERIFF</td>
</tr>
</tbody>
</table>
November 7, 2018

Craig D. Apple, Sheriff
Albany County Sheriff’s Department
Albany County Courthouse - 16 Eagle Street
Albany, New York 12207

Re: Fifth Period (Fiscal Year 2018-19) of Agreement between the UCS and the County of Albany (UCS05-C200448-5000279)

Dear Sheriff Apple:

Section I(B) of the above-referenced Agreement provides that the term of the Agreement shall consist of an initial one-year period commencing on April 1, 2014 and terminating on March 31, 2015, and four subsequent one-year periods commencing on April 1st and terminating on March 31st in each succeeding year of the Agreement (Periods). Section I(B) of the Agreement further provides that each Period shall have its own maximum amount of monetary reimbursement and its own staffing schedule (Appendices B and B-1). Section I(D) of the Agreement provides that both the maximum monetary reimbursement amount and the staffing schedule are to be established by mutual written agreement of the parties.

The maximum monetary reimbursement amount for the Period commencing on April 1, 2018 and terminating on March 31, 2019 (Current Period) shall not exceed $1,850,392. The staffing schedule for the Current Period is set forth in the new Appendices B and B-1 attached hereto. The new Appendices B and B-1 are made a part of this letter and a part of the Agreement, and they replace the previous Appendices B and B-1 for the Current Period.

Except as expressly provided otherwise herein, all terms and conditions of the Agreement shall remain in full force and effect and shall apply to this Period. The signatures of the parties below shall constitute the mutual written agreement of the parties to the terms and conditions set forth herein. The original of this letter should be signed by an authorized representative of the Contractor and the acknowledgment page should be notarized. Please return the signed original letter, the appendices and the acknowledgment page to my office and retain a copy for your files.

Very truly yours,

Beth A. Diebel
District Executive

Encls.
FOR:  

BY:  
Name:  CASTRO, ACRO
Title:  SHERIFF
DATED:  11-09-2016

FOR:  NEW YORK STATE
      UNIFIED COURT SYSTEM

Maureen H. McAlary, Director
Division of Financial Management

DATED:  

(Blank space for signature)
ACKNOWLEDGMENT

STATE OF NEW YORK  )
 )
COUNTY OF ALBANY  )

On this 9th day of November 2018 before me personally came Craig D. Apple, Sr. to me personally known, who, being by me sworn, did depose and say that s/he resides in

  Albany County

that s/he is the Sheriff of Albany County

the municipality described in and which executed the within instrument; that s/he knows the seal of said municipality; that the seal affixed to said instrument is such municipal seal; and, that s/he was so authorized to sign her/his name thereto.

KIMBERLY LYNN DESANTIS
Notary Public, State of New York
No. 01058174925
Qualified in Albany County
Commission Expires September 21, 2019

Kimberly Lynn Desantis
NOTARY PUBLIC
# STAFFING SCHEDULE

<table>
<thead>
<tr>
<th>DESIGNATED COURT</th>
<th>TITLE</th>
<th>AVERAGE ANNUAL SALARY*</th>
<th>AVERAGE ANNUAL FRINGE BENEFITS*</th>
<th>ESTIMATED FTE</th>
<th>MAXIMUM COST</th>
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</thead>
<tbody>
<tr>
<td>Albany Supreme County Fam</td>
<td>Sergeant</td>
<td>$71,515</td>
<td>$50,747</td>
<td>2.00</td>
<td>$244,524</td>
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<tr>
<td>Albany Supreme County Fam</td>
<td>Deputy</td>
<td>$50,350</td>
<td>$38,392</td>
<td>14.92</td>
<td>$1,324,031</td>
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<tr>
<td>Albany Supreme Court Fam</td>
<td>Court Attendants</td>
<td>$30,454</td>
<td>$18,562</td>
<td>5.75</td>
<td>$281,837</td>
</tr>
</tbody>
</table>

Maximum Annual Contract Amount $1,850,392

*Average annual salary and average annual fringe benefits must include all allowable reimbursable costs as specified in Section III(B) of the Agreement.

## FRINGE BENEFITS

Fringe benefits pursuant to collective bargaining agreement for 2018 year. All applicable benefit categories must be listed below to be eligible for reimbursement.

<table>
<thead>
<tr>
<th>Type</th>
<th>% of Salary (or Amount)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Retirement</td>
<td>Deputy 25.60% Attend 15.80%</td>
</tr>
<tr>
<td>FICA/Medicare</td>
<td>Deputy 7.65% Attend 7.65%</td>
</tr>
<tr>
<td>Health Insurance</td>
<td>Deputy 39.00% Attend 35%</td>
</tr>
<tr>
<td>Longevity</td>
<td>Deputy 4.0% Attend 2.50%</td>
</tr>
</tbody>
</table>

Deputy: 76.25% Attend: 60.95%  
Sgt. Fringe Rate: 70.96%
<table>
<thead>
<tr>
<th>DESIGNATED COURT</th>
<th>TITLE</th>
<th>RANK</th>
<th>MINIMUM NO. OF SECURITY PERSONNEL REQUIRED</th>
<th>MAXIMUM NO. OF SECURITY PERSONNEL REQUIRED</th>
</tr>
</thead>
<tbody>
<tr>
<td>Albany Supreme &amp; County</td>
<td>Deputy</td>
<td>None</td>
<td>7</td>
<td>10</td>
</tr>
<tr>
<td>Albany Supreme &amp; County</td>
<td>Deputy</td>
<td>Sergeant</td>
<td>0</td>
<td>1</td>
</tr>
<tr>
<td>Albany Family Court</td>
<td>Deputy</td>
<td>Sergeant</td>
<td>0</td>
<td>1</td>
</tr>
<tr>
<td>Albany Family Court</td>
<td>Deputy</td>
<td>None</td>
<td>6</td>
<td>10</td>
</tr>
<tr>
<td>Albany Supreme &amp; County</td>
<td>Court Attendant</td>
<td>None</td>
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<td>2</td>
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<tr>
<td>Albany Family Court</td>
<td>Court Attendant</td>
<td>None</td>
<td>0</td>
<td>6</td>
</tr>
</tbody>
</table>


5
November 19, 2018

Honorable Andrew Joyce
Legislative Clerk’s Office
112 State Street, Room 710
Albany, New York 12207

Dear Mr. Joyce:

The attached correspondence is forwarded for presentation to the Albany County Legislature.

Legislative approval is required in order to allow the Albany County Sheriff’s Office to enter into a grant contract wherein the original grant end date is being extended with the State of New York, Division of Homeland Security and Emergency Services, for the 2016 Statewide Interoperability Communications Grant - Formula Based funding.

The performance period for this grant is being changed from January 1, 2017 through December 31, 2018 to January 1, 2017 through December 31, 2019. This grant was previously authorized under resolution 17-130 and 17-291, attached hereto.

Awarded funds remain at $1,000,417.00 with no match. This grant funding is being utilized to build on to the Albany County, County Wide, 911 Interoperable Communications System.

Should there be any questions, please do not hesitate to call.

Sincerely,

Craig D. Apple, Sr.
Sheriff

cc: Hon. Daniel P. McCoy, County Executive
Hon. Patrice Lockart, Public Safety Chairman
Hon. Dr. Charles Dawson, Audit & Finance Committee
Kevin Cannizzaro, Esq., Majority Counsel
Arnis Zilgme, Esq., Minority Counsel
REQUEST FOR LEGISLATIVE ACTION

DATE: NOVEMBER 20, 2018

DEPARTMENT: ALBANY COUNTY SHERIFF’S DEPT
CONTACT PERSON: CRAIG D APPLE SR
TELEPHONE: 487-5440
DEPT. REPRESENTATIVE ATTENDING COMMITTEE MEETING:

PURPOSE OF REQUEST:
ADOPTION OF LOCAL LAW
AMENDMENT OF PRIOR LEGISLATION
APPROVAL/ADOPTION OF PLAN/PROCEDURE
BOND APPROVAL
BUDGET AMENDMENT (SEE BELOW)
CONTRACT AUTHORIZATION (SEE BELOW)
ENVIRONMENTAL IMPACT
HOME RULE REQUEST
PROPERTY CONVEYANCE
OTHER: (STATE BRIEFLY IF NOT LISTED ABOVE)

TO AMEND THE PERFORMANCE PERIOD OF THE 2016 STATEWIDE INTEROPERABILITY COMMUNICATIONS GRANT. THE NEW PERFORMANCE PERIOD IS 1/1/2017 THRU 12/31/2019
PRIOR RESOLUTION WAS 17-291, ADOPTED 7/10/2017

CONCERNING BUDGET AMENDMENTS
STATE THE FOLLOWING
INCREASE ACCOUNT/LINE NO.
SOURCE OF FUNDS:
TITLE CHANGE:

CONCERNING CONTRACT AUTHORIZATION,
STATE THE FOLLOWING:
TYPE OF CONTRACT
CHANGE ORDER/CONTRACT AMENDMENT
PURCHASE (EQUIPMENT/SUPPLIES)
LEASE (EQUIPMENT/SUPPLIES)
REQUIREMENTS
PROFESSIONAL SERVICES
EDUCATIONAL/TRAINING
GRANT:
NEW
RENEWAL
SUBMISSION DEADLINE DATE
SETTLEMENT OF A CLAIM
RELEASE OF LIABILITY
OTHER: (STATE BRIEFLY)
CONCERNING CONTRACT AUTHORIZATION (CONT'D)

STATE THE FOLLOWING:

CONTRACT TERMS/CONDITIONS: ____________________________

PARTY (NAME/ADDRESS):

________________________________________________________________________

AMOUNT/RATE SCHEDULE/FEE:
$1,000,417.00 WITH NO MATCHING FUNDS

TERM: 1/1/17-12/31/19

SCOPE OF SERVICES: THE FUNDING WILL BE UTILIZED TO BUILD ON TO
THE COUNTY WIDE 911 COMMUNICATIONS SYSTEM

________________________________________________________________________

CONTRACT FUNDING:

ANTICIPATED IN CURRENT BUDGET: YES _______ NO _______

FUNDING SOURCE: _______________________________________

________________________________________________________________________

COUNTY BUDGET ACCOUNTS:

REVENUE: _____________________________________________

________________________________________________________________________

APPROPRIATION:

BOND(RES. NO. & DATE OF ADOPTION) ________________________

________________________________________________________________________

CONCERNING ALL REQUESTS:

MANDATED PROGRAM/SERVICE: YES _______ NO ______ X

IF MANDATED CITE: AUTHORITY ____________________________

ANTICIPATED IN CURRENT ADOPTED BUDGET: YES _______ X _______ NO ______

IF YES, INDICATE REVENUE APPROPRIATION ACCOUNTS:

________________________________________________________________________

FISCAL IMPACT - FUNDING: (DOLLARS OR PERCENTAGES)

FEDERAL _____________________________________________

STATE 100%

COUNTY _____________________________________________

TERM/LENGTH OF FUNDING 1/1/17 THRU 12/31/19

________________________________________________________________________

PREVIOUS REQUESTS FOR IDENTICAL OR SIMILAR ACTION:

RESOLUTION/LAW NUMBER: 17-291 COPY ATTACHED

DATE OF ADOPTION: 7/10/2017

________________________________________________________________________

JUSTIFICATION: (STATE BRIEFLY WHY LEGISLATIVE ACTION IS REQUESTED)

THE AWARDED FUNDS REMAIN THE SAME, $1,000,417.00 WITH NO MATCH.
WE SIMPLY REQUESTED AN EXTENSION TO ALLOW US MORE TIME TO SPEND DOWN THE
GRANT FUNDS

BACK-UP MATERIAL SUBMITTED (I.E. APPLICATION/APPROVAL NOTICES FROM FUNDING SOURCE,
BID TABULATION SHEET, CIVIL SERVICE APPROVAL NOTICE, PROGRAM ANNOUNCEMENT, CONTRACTS
AND/OR ANY MATERIALS WHICH EXPLAIN OR SUPPORT THE REQUEST FOR LEGISLATIVE ACTION.)

________________________________________________________________________

________________________________________________________________________

SUBMITTED BY: CRAIG D APPLE SR

TITLE: SHERIFF
Contract Extension Request Form
Statewide Interoperable Communications Grant

Extension Request Process:
1. Grade and return a copy of the request form to DHSES Interoperable communications.
2. DHSES will either extend or decline.
3. Extensions are authorized.

If extended, the extension date will extend the start date of the contract and close date.
Additional funding may be received based on the recommendation of DHSES by writing request.

<table>
<thead>
<tr>
<th>County Name</th>
<th>Albany</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date of Request</td>
<td>10/5/18</td>
</tr>
<tr>
<td>Grant Name</td>
<td>2016 SICG-Formula</td>
</tr>
<tr>
<td>Contract Number</td>
<td>C198625</td>
</tr>
<tr>
<td>Current Contract Period</td>
<td>1/1/17 through 12/31/18</td>
</tr>
<tr>
<td>Requested Extended Contract Period</td>
<td>1/1/19 through 12/31/19</td>
</tr>
<tr>
<td>Award Amount</td>
<td>$1,000,417.00</td>
</tr>
<tr>
<td>Amount Spent to Date (Including Unvouchered)</td>
<td>$51,852.61</td>
</tr>
<tr>
<td>Point of Contact Name</td>
<td>Douglas C. Miller, Grants Manager</td>
</tr>
<tr>
<td>E-Mail</td>
<td><a href="mailto:doug.miller@albanycounty.ny.gov">doug.miller@albanycounty.ny.gov</a></td>
</tr>
<tr>
<td>Phone #</td>
<td>518-487-5022</td>
</tr>
</tbody>
</table>

Do not write in shaded areas.
Extension Justification

Provide detailed justification for why this extension is necessary. Include detailed explanation of reasons for delays on projects.

On April 5, 2017 the Albany County Sheriff’s Office received notification of their award under 2016 SICG, which was over 3 months after the start date of the grant performance period. On 4/18/17 we were advised our budget was approved and entered into e-grants. By 4/26/17 we were able to get the e-grants certification signed off on. In June 2017 we were able to get legislative approval to execute the contract. In November 2017 a revised budget was submitted. In January of 2018 we underwent a change of DHSES project representatives and were able to clarify and complete the revised budget submission approval process by February 5, 2018. By June 6th we had a written proposal for our project. It has taken the last three months for attorneys to draw up a contract and get legislative approval for the contract. I have forwarded the vendor the signed contract as of this date. The vendor now tells me the project will take 12 months to complete.

Provide details on tasks completed to date including total amount spent to date.

The written proposal for the project has been completed, a resolution has been approved for the project and a contract has been secured with the vendor. Portable and mobile radio equipment have been purchased and placed in service for that specific segment of the grant. Funds expended to date are $50,900.10.

Provide timeline for completion, including all major milestones. Please include specific date(s) and deliverables or objectives for each project milestone, including anticipated spending amounts.

The purchase orders for this project were delivered to the vendor for this project on 10/1/18. Vendor is ordering allowable interoperable communications equipment which is anticipated to arrive in 90 days, installation to begin and take 6 to 8 months for completion and 30 days for testing and fine tuning. Project completion date and funds expended by 12/31/19.

Provide risk factors that might affect anticipated project completion and plans for mitigating these risks.

The biggest foreseen obstacle will be the weather factor, which is figured into the above timeline. The biggest hurdles prior to this date were going through the project design period, legislative approval, and contract finalization prior to having purchase orders issued.
RESOLUTION NO. 291

AUTHORIZING AN AGREEMENT WITH NYS DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES FOR CONTINUOUS WORK ON THE COUNTY WIDE 911 COMMUNICATIONS SYSTEM AND AMENDING THE 2017 SHERIFF’S OFFICE BUDGET

Introduced: 7/10/17
By Messrs. Ethier, Stevens and Clenahan:

WHEREAS, By Resolution No. 130 for 2017, this Honorable Body authorized the County Executive to submit a grant application with the New York State Division of Homeland Security and Emergency Services regarding the 2016/2017 Statewide Interoperable Communications-Formula Based Funding, and

WHEREAS, The NYS Division of Homeland Security and Emergency Services has informed the County Executive’s Office that $1,000,417 is available over a period of two years for the Albany County County-Wide 911 Interoperable Communications System, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into a two year agreement and accept grant funding from the NYS Division of Homeland Security and Emergency Services regarding the Albany County County-Wide 911 Interoperable Communications System in the amount of $1,000,417 for the period January 1, 2017 to December 31, 2018, and, be it further

RESOLVED, That the 2017 Albany County Sheriff’s Department Budget is amended to incorporate said funding as follows:

Increase Revenue Account A3306 Homeland Security by $1,000,417

Increase Appropriation Account A3110.2 by $1,000,417 by increasing Line Item A3010 2 2100 Communication Equipment by $1,000,417

and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

Adopted by unanimous vote. 7/10/17

Mr. A. Joyce abstained
Honorable Andrew Joyce
Chairman, Albany County Legislature
Legislative Clerk’s Office
112 State Street, Room 710
Albany, New York 12207

Dear Mr. Joyce:

The attached correspondence is forwarded for presentation to the members of the Albany County Legislature.

I respectfully request a resolution authorizing an agreement between the County of Albany and participating municipalities for advanced life support services in the amount of $1,875,990.56.

Town of Bethlehem $1,093,702.49
Town of Berne 90,047.56
Town of Coeymans 242,002.77
Town of New Scotland 281,398.58
Town of Rensselaerville 60,031.68
Town of Westerlo 108,807.48

Should there be any questions on this matter, please do not hesitate to call.

Sincerely,

Craig D. Apple, Sr.
Sheriff

Att.

Cc: Hon. Daniel P. McCoy, County Executive
Hon. Patrice Lockart, Public Safety Chairman
Hon. Dr. Charles Dawson, Audit & Finance Committee
Kevin Cannizzaro, Esq., Majority Counsel
Arnis Zilgme, Esq., Minority Counsel
REQUEST FOR LEGISLATIVE ACTION

DATE: NOVEMBER 8, 2018

DEPARTMENT: ALBANY COUNTY SHERIFF'S DEPT

CONTACT PERSON: CRAIG D APPLE SR
TELEPHONE: 487-5440

DEPT. REPRESENTATIVE ATTENDING COMMITTEE MEETING: SHERIFF CRAIG D APPLE SR

PURPOSE OF REQUEST:
ADOPTION OF LOCAL LAW
AMENDMENT OF PRIOR LEGISLATION
APPROVAL/ADOPTION OF PLAN/PROCEDURE
BOND APPROVAL
BUDGET AMENDMENT (SEE BELOW)
CONTRACT AUTHORIZATION (SEE BELOW) X
ENVIRONMENTAL IMPACT
HOME RULE REQUEST
PROPERTY CONVEYANCE
OTHER: (STATE BRIEFLY IF NOT LISTED ABOVE)

CONCERNING BUDGET AMENDMENTS
STATE THE FOLLOWING
INCREASE ACCOUNT/LINE NO.
SOURCE OF FUNDS:
TITLE CHANGE:

CONCERNING CONTRACT AUTHORIZATION,
STATE THE FOLLOWING:

TYPE OF CONTRACT
CHANGE ORDER/CONTRACT AMENDMENT
PURCHASE (EQUIPMENT/SUPPLIES)
LEASE (EQUIPMENT/SUPPLIES)
REQUIREMENTS X
PROFESSIONAL SERVICES
EDUCATIONAL/TRAINING
GRANT:
NEW
RENEWAL
SUBMISSION DEADLINE DATE
SETTLEMENT OF A CLAIM
RELEASE OF LIABILITY
OTHER: (STATE BRIEFLY)
CONCERNING CONTRACT AUTHORIZATION (CONT'D)

STATE THE FOLLOWING:

CONTRACT TERMS/CONDITIONS: PARTY (NAME/ADDRESS):

PARTICIPATING MUNICIPALITIES

AMOUNT/RATE SCHEDULE/FEES:

TERM: 1/1/2019 - 12/31/2019
SCOPE OF SERVICES: ADVANCED LIFE SUPPORT (PARAMEDIC SERVICES)

CONTRACT FUNDING:

ANTICIPATED IN CURRENT BUDGET: YES NO
FUNDING SOURCE: PARTICIPATING MUNICIPALITIES
COUNTY BUDGET ACCOUNTS: A23110.02265
REVENUE: COUNTY BUDGET ACCOUNTS: A23110.02265
APPROPRIATION: VARIOUS
BOND (RES. NO. & DATE OF ADOPTION)

CONCERNING ALL REQUESTS:

MANDATED PROGRAM/SERVICE: YES NO X
IF MANDATED CITE AUTHORITY
ANTICIPATED IN CURRENT ADOPTED BUDGET: YES NO
IF YES, INDICATE REVENUE APPROPRIATION ACCOUNTS:

FISCAL IMPACT - FUNDING: (DOLLARS OR PERCENTAGES)

FEDERAL
STATE
COUNTY 100%
TERM/LENGTH OF FUNDING 1 YEAR

PREVIOUS REQUESTS FOR IDENTICAL OR SIMILAR ACTION:

RESOLUTION/LAW NUMBER: RES 2018-042
DATE OF ADOPTION: 2/12/2018

JUSTIFICATION: (STATE BRIEFLY WHY LEGISLATIVE ACTION IS REQUESTED)

AUTHORIZE AGREEMENTS BETWEEN THE COUNTY AND THE PARTICIPATING MUNICIPALITIES

FOR ADVANCED LIFE SUPPORT SERVICES TOTALLING $1,875,990.56 FOR 2019

BACK-UP MATERIAL SUBMITTED (I.E. APPLICATION/APPROVAL NOTICES FROM FUNDING SOURCE,
BID TABULATION SHEET, CIVIL SERVICE APPROVAL NOTICE, PROGRAM ANNOUNCEMENT, CONTRACTS,
AND/OR ANY MATERIALS WHICH EXPLAIN OR SUPPORT THE REQUEST FOR LEGISLATIVE ACTION.)

SEE ATTACHED SPREADSHEET FOR SPECIFIC AMOUNTS FOR EACH MUNICIPALITY

SUBMITTED BY: CRAIG D APPLE SR
TITLE: SHERIFF
# EMS 2019 Proposed

<table>
<thead>
<tr>
<th>ACCOUNT TITLE</th>
<th>ACCOUNT NUMBER</th>
<th>CONTROL NUMBER</th>
<th>56.3%</th>
<th>15.0%</th>
<th>4.8%</th>
<th>3.2%</th>
<th>5.8%</th>
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<td>281,398.58</td>
<td>90,047.56</td>
<td>60,031.68</td>
<td>108,807.48</td>
<td>242,002.77</td>
<td>1,875,900.56</td>
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**Population Based on US Census Bureau 2010 Census**

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<thead>
<tr>
<th>Location</th>
<th>Population</th>
<th>Percent</th>
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</thead>
<tbody>
<tr>
<td>Bethlehem</td>
<td>33656</td>
<td>58.30%</td>
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<td>New Scotland</td>
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<td>Berne</td>
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<td>Rensselaerville</td>
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<td>Westerlo</td>
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<td>5.82%</td>
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<td>Coeymans</td>
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<td>12.85%</td>
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<td><strong>Total</strong></td>
<td>57720</td>
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<table>
<thead>
<tr>
<th>Location</th>
<th>Population</th>
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<tbody>
<tr>
<td>Bethlehem</td>
<td>281,398.58</td>
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<tr>
<td>Berne</td>
<td>90,047.56</td>
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<tr>
<td>Rensselaerville</td>
<td>60,031.68</td>
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<tr>
<td>Westerlo</td>
<td>108,807.48</td>
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<tr>
<td>Coeymans</td>
<td>242,002.77</td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th>Location</th>
<th>Population</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Total</strong></td>
<td>1,875,900.56</td>
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KB, 1 OF 1, 11/8/2018
January 3, 2019

Honorable Andrew Joyce
Chairman, Albany County Legislature
Legislative Clerk’s Office
112 State Street, Room 710
Albany, New York 12207

Dear Mr. Joyce:

The attached correspondence is forwarded for presentation to the members of the Albany County Legislature.

I respectfully request a resolution authorizing an agreement between the County of Albany and participating municipalities for Emergency Medical Technician Services in the amount of $893,771.68.

Delmar/Bethlehem Volunteer Ambulance Service  $559,696.24  
Town of New Scotland      197,888.40  
Rensselaerville, Berne, Westerlo  136,187.04

Should there be any questions on this matter, please do not hesitate to call.

Sincerely,

Craig D. Apple, Sr.
Sheriff

Att.  
Cc:  Hon. Daniel P. McCoy, County Executive  
     Hon. Patrice Lockart, Public Safety Chairman  
     Hon. Dr. Charles Dawson, Audit & Finance Committee  
     Kevin Cannizzaro, Esq., Majority Counsel  
     Arnis Zilgme, Esq., Minority Counsel
REQUEST FOR LEGISLATIVE ACTION

DATE: NOVEMBER 8, 2018

DEPARTMENT: ALBANY COUNTY SHERIFF'S OFFICE

CONTACT PERSON: CRAIG D APPLE SR
TELEPHONE: 487-5440

DEPT. REPRESENTATIVE ATTENDING

COMMITTEE MEETING:

SHERIFF CRAIG D APPLE SR

PURPOSE OF REQUEST:

ADOPTION OF LOCAL LAW
AMENDMENT OF PRIOR LEGISLATION
APPROVAL/ADOPTION OF PLAN/PROCEDURE
BOND APPROVAL
BUDGET AMENDMENT(SEE BELOW)
CONTRACT AUTHORIZATION (SEE BELOW) X
ENVIRONMENTAL IMPACT
HOME RULE REQUEST
PROPERTY CONVEYANCE
OTHER (STATE BRIEFLY IF NOT LISTED ABOVE)

CONCERNING BUDGET AMENDMENTS

STATE THE FOLLOWING

INCREASE ACCOUNT/LINE NO.
SOURCE OF FUNDS:
TITLE CHANGE:

CONCERNING CONTRACT AUTHORIZATION,

STATE THE FOLLOWING:

TYPE OF CONTRACT
CHANGE ORDER/CONTRACT AMENDMENT
PURCHASE (EQUIPMENT/SUPPLIES)
LEASE (EQUIPMENT/SUPPLIES)
REQUIREMENTS
PROFESSIONAL SERVICES X
EDUCATIONAL/TRAINING
GRANT: NEW
RENEWAL
SUBMISSION DEADLINE DATE
SETTLEMENT OF A CLAIM
RELEASE OF LIABILITY
OTHER: (STATE BRIEFLY)

FOR COUNSEL USE ONLY
DATE:
RECEIVED:
RECEIVED BY:
METHOD: HAND
COURIER
MAIL
CONCERNING CONTRACT AUTHORIZATION (CONT'D)

STATE THE FOLLOWING:

CONTRACT TERMS/CONDITIONS: PARTY (NAME/ADDRESS):

__________________________________________________________

__________________________________________________________

AMOUNT/RATE SCHEDULE/FEES:

TERM: JANUARY 1, 2019 THRU DECEMBER 31, 2019

SCOPE OF SERVICES: WE WILL PROVIDE EMERGENCY MEDICAL
TECHNICIANS-DEFIBRILLATION SERVICES THROUGH OUR EMT PROGRAM

CONTRACT FUNDING:

ANTICIPATED IN CURRENT BUDGET: YES X NO __

FUNDING SOURCE: PARTICIPATING MUNICIPALITIES

COUNTY BUDGET ACCOUNTS:

REVENUE: A23110.02265

APPROPRIATION: VARIOUS

BOND (RES. NO. & DATE OF ADOPTION)

CONCERNING ALL REQUESTS:

MANDATED PROGRAM/SERVICE: YES ________ NO X

IF MANDATED CITE AUTHORITY

ANTICIPATED IN CURRENT ADOPTED BUDGET: YES X NO __

IF YES, INDICATE REVENUE APPROPRIATION ACCOUNTS:

A23110.02265

FISCAL IMPACT - FUNDING: (DOLLARS OR PERCENTAGES)

FEDERAL

STATE

COUNTY 100%

TERM/LENGTH OF FUNDING 1/1/19 THRU 12/31/19

PREVIOUS REQUESTS FOR IDENTICAL OR SIMILAR ACTION:

RESOLUTION/LAW NUMBER: RES 2018-041

DATE OF ADOPTION: 2/12/2018

JUSTIFICATION: (STATE BRIEFLY WHY LEGISLATIVE ACTION IS REQUESTED)

AUTHORIZE AGREEMENTS BETWEEN THE COUNTY AND THE PARTICIPATING ENTITIES

FOR EMERGENCY MEDICAL TECHNICIANS - DEFIBRILLATION TOTALLING $ 893,771.68

SEE ATTACHMENTS

BACK-UP MATERIAL SUBMITTED (I.E. APPLICATION/APPROVAL NOTICES FROM FUNDING SOURCE,

BID TABULATION SHEET, CIVIL SERVICE APPROVAL NOTICE, PROGRAM ANNOUNCEMENT, CONTRACTS

AND/OR ANY MATERIALS WHICH EXPLAIN OR SUPPORT THE REQUEST FOR LEGISLATIVE ACTION.)

SEE ATTACHED SPREADSHEET FOR SPECIFIC AMOUNTS FOR EACH MUNICIPALITY

__________________________________________________________

SUBMITTED BY: CRAIG D APPLE SR

TITLE: SHERIFF
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**HOURS**

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<td>HILLTOWNS</td>
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893,771.68

2019 Agreed Charge

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