

County of Albany

Harold L. Joyce
Albany County Office Building
112 State Street - Albany, NY 12207



Meeting Agenda

Thursday, February 25, 2021

5:30 PM

Held Remotely

Public Safety Committee

PREVIOUS BUSINESS:

1. APPROVING PREVIOUS MEETING MINUTES

CURRENT BUSINESS:

2. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY SERVICES REGARDING THE FY2019 HAZMAT GRANT AND AMENDING THE 2021 SHERIFF'S OFFICE BUDGET
3. APPROVING THE 2021 ALBANY COUNTY STOP-DWI PLAN AND AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE
4. APPROVING THE FINAL POLICE REFORM AND REINVENTION PLAN AS SUBMITTED BY THE ALBANY COUNTY SHERIFF'S OFFICE

County of Albany

*Harold L. Joyce
Albany County Office Building
112 State Street - Albany, NY 12207*



Meeting Minutes

Thursday, January 28, 2021

5:30 PM

Held Remotely

Public Safety Committee

PREVIOUS BUSINESS:

Present: William M. Clay, Robert J. Beston, Frank J. Commisso, Gilbert F. Ethier, Gary W. Domalewicz, Beroro T. Efekoro, Sean E. Ward, George E. Langdon and Patrice Lockart

1. APPROVING PREVIOUS MEETING MINUTES

A motion was made that the previous meeting minutes be approved. The motion carried by a unanimous vote.

CURRENT BUSINESS:

2. AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES REGARDING THE EXPLOSIVE DETECTION CANINE TEAM PROGRAM

A motion was made to move the proposal forward with a positive recommendation. The motion carried by a unanimous vote.

3. AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES REGARDING THE TECHNICAL RESCUE AND URBAN SEARCH AND RESCUE GRANT PROGRAM

A motion was made to move the proposal forward with a positive recommendation. The motion carried by a unanimous vote.

4. AUTHORIZING AN AGREEMENT WITH CENTRAL SQUARE TECHNOLOGIES REGARDING THE REPLACEMENT OF E911 COMPUTERS WITHIN ALBANY COUNTY

A motion was made to move the proposal forward with a positive recommendation. The motion carried by a unanimous vote.

5. AUTHORIZING AN AGREEMENT WITH TECHNICAL BUILDING SERVICES FOR THE PUBLIC SAFETY BUILDING IN CLARKSVILLE

A motion was made to move the proposal forward with a positive recommendation. The motion carried by a unanimous vote.

6. AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES REGARDING THE FY2019 CYBER SECURITY GRANT FOR THE ALBANY COUNTY SHERIFF'S OFFICE

A motion was made to move the proposal forward with a positive recommendation. The motion carried by a unanimous vote.

7. AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES REGARDING THE FY2019 CYBER SECURITY GRANT FOR THE ALBANY COUNTY DIVISION OF INFORMATION SERVICES

A motion was made to move the proposal forward with a positive recommendation. The motion carried by a unanimous vote.



ALBANY COUNTY SHERIFF'S OFFICE

County Court House Albany, New York 12207 (518) 487-5400
WWW.ALBANYCOUNTYSHERIFF.COM



MICHAEL S. MONTELEONE
EXECUTIVE UNDERSHERIFF

CRAIG D. APPLE, SR.
SHERIFF

WILLIAM M. RICE
UNDERSHERIFF

SHAWN P. NOONAN
CHIEF DEPUTY

LEON A. BORMANN
CHIEF DEPUTY

January 12, 2021

Honorable Andrew Joyce
Albany County Legislature
112 State Street, Room 710
Albany, New York 12207

ANDREW
Dear Chairman Joyce:

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

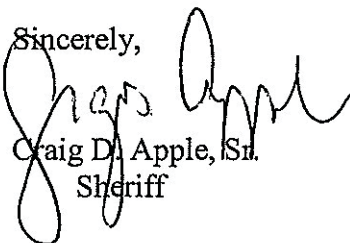
Legislative approval is required in order to allow Albany County to enter into a Grant Application & Contract with the State of New York, Division of Homeland Security & Emergency Services, as a recipient of a Fiscal Year 2019 Hazmat Grant.

Due to the ongoing Corona Virus Pandemic, the grant application was delayed at the state level. As such, we are requesting authorization to apply for the grant and to enter into the grant contract.

The grant award for the Capital Region Hazardous Materials Committee is \$150,000.00. The period of performance for contracts supported by FY2019 HazMat Grant Program fund will be determined once awards have been approved but cannot extend beyond August 31, 2022. We usually receive this grant every year but there is no guarantee the program will continue in the future. Albany County is the fiduciary for the committee and has been for several years. These grant funds will be utilized to cover training, equipment acquisition and equipment calibration and maintenance for the Hazmat Teams in Albany, Rensselaer, Saratoga and Schenectady Counties. The committee meets monthly to administer the four-county hazmat program.

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

Sincerely,


Craig D. Apple, Sr.
Sheriff

Cc: Hon. Daniel P. McCoy, County Executive
Hon. William Clay, Public Safety Chairman
Hon. Wanda Willingham, Audit & Finance
Brandon Russell, Esq., Majority Counsel
Hon. Arnis Zilgme, Esq., Minority Counsel
Christian Barnes, Minority Conference

REQUEST FOR LEGISLATIVE ACTION

FOR COUNSEL USE ONLY	
DATE:	_____
RECEIVED:	_____
RECEIVED BY:	_____
METHOD:	<u>HAND</u> _____
	<u>COURIER</u> _____
	<u>MAIL</u> _____

DATE : JANUARY 11, 2021

DEPARTMENT: ALBANY COUNTY SHERIFF'S OFFICE

CONTACT PERSON: SHERIFF CRAIG D APPLE SR
 TELEPHONE: 518-447-5440
 DEPT. REPRESENTATIVE ATTENDING SHERIFF CRAIG D APPLE SR
 COMMITTEE MEETING: _____

PURPOSE OF REQUEST:

- ADOPTION OF LOCAL LAW _____
 - AMENDMENT OF PRIOR LEGISLATION _____
 - APPROVAL/ADOPTION OF PLAN/PROCEDURE _____
 - BOND APPROVAL _____
 - BUDGET AMENDMENT (SEE BELOW) X
 - CONTRACT AUTHORIZATION (SEE BELOW) _____
 - ENVIRONMENTAL IMPACT _____
 - HOME RULE REQUEST _____
 - PROPERTY CONVEYANCE _____
 - OTHER: (STATE BRIEFLY IF NOT LISTED ABOVE) X
- SEEKING LEGISLATIVE APPROVAL TO ACCEPT THE HAZMAT19 GRANT FROM DHSES AND THE CORRESPONDING BUDGET AMENDMENT

CONCERNING BUDGET AMENDMENTS

STATE THE FOLLOWING

INCREASE ACCOUNT/LINE NO. SEE ATTACHED
 SOURCE OF FUNDS: NYS OFFICE OF HOMELAND SECURITY - HAZMAT 19
 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):**
NYS DIVISION OF HOMELAND SECURITY & EMERGENCY SERVICES
1220 WASHINGTON AVE
BUILDING 7A SUITE 710, ALBANY NY 12242
AMOUNT/RATE SCHEDULE/FEE:
\$ 150,000.00 ALBANY COUNTY SHERIFFS OFFICE
TERM: 9/1/2020 - 8/31/2022
SCOPE OF SERVICES: FUNDS TO BE USED TO PURCHASE EQUIPMENT,
TRAINING, AND EQUIPMENT CALIBRATION FOR OUR HAZMAT TEAMS

CONTRACT FUNDING:

ANTICIPATED IN CURRENT BUDGET: YES _____ NO
FUNDING SOURCE: NYS DEPT. OF HOMELAND SECURITY

COUNTY BUDGET ACCOUNTS:

REVENUE: SEE ATTACHED
APPROPRIATION: SEE ATTACHED
BOND(RES. NO. & DATE OF ADOPTION) _____

CONCERNING ALL REQUESTS:

MANDATED PROGRAM/SERVICE: YES _____ NO _____
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 100%
COUNTY _____
TERM/LENGTH OF FUNDING _____

PREVIOUS REQUESTS FOR IDENTICAL OR SIMILAR ACTION:

RESOLUTION/LAW NUMBER: 20-047
DATE OF ADOPTION: 2/10/2020

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

ACCEPTANCE OF GRANT AND BUDGET AMENDMENT -

THESE FUNDS WILL BE USED FOR SUSTAINMENT OF HAZMAT EQUIPMENT AND HAZARDOUS
MATERIAL TRAINING FOR LOCAL RESPONDERS

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

2021 BUDGET AMENDMENT										
RESOLUTION NO. BTCH		ACCOUNT NO.				APPROPRIATIONS	INCREASE	DECREASE		
						RESOLUTION DESCRIPTION				
		A9	3110	2	2750	HAZ19	SECURITY EQUIPMENT	130,000.00		CREATE
		A9	3110	4	4046	HAZ19	FEES FOR SERVICES	20,000.00		CREATE
TOTAL APPROPRIATIONS							150,000.00	0.00		
REVENUES										
RESOLUTION NO. BTCH		ACCOUNT NO.				RESOLUTION DESCRIPTION	DECREASE	INCREASE		
		A3	3110		03306	HAZ19	HOMELAND SECURITY		150,000.00	CREATE
TOTAL REVENUES							0.00	150,000.00		
GRAND TOTALS							150,000.00	150,000.00		

Attn: Comptrollers Office - new project code - HAZ19 (Description "HAZMAT 2019 Grant")

RESOLUTION NO. 47

AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY SERVICES REGARDING THE FY2018 HAZMAT GRANT AND AMENDING THE 2020 SHERIFF'S OFFICE BUDGET

Introduced: 2/10/20
By Audit and Finance Committee:

WHEREAS, The Albany County Sheriff has requested authorization to enter into an agreement with the New York State Division of Homeland Security and Emergency Services in order to accept the fiscal year 2018 Hazardous Materials (HazMat) Grant funding in an amount of \$150,000 for a term commencing September 1, 2019 and ending August 31, 2021, and

WHEREAS, The Albany County Sheriff has indicated that the Sheriff's Office will act as fiduciary to provide the HazMat teams in Albany, Rensselaer, Saratoga, and Schenectady Counties with funding for training, equipment acquisition, equipment calibration and maintenance costs for HazMat trailers, and

WHEREAS, The Sheriff has also requested a budget amendment to incorporate the 2018 HazMat Grant funding into the 2020 Sheriff's Office Budget, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Division of Homeland Security and Emergency Services in order to accept the fiscal year 2018 Hazmat Grant funding in an amount of \$150,000 for a term commencing September 1, 2019 and ending August 31, 2021, and, be it further

RESOLVED, That the 2020 Sheriff's Office Budget is amended as follows:

Increase Revenue Account A3306 Homeland Security by \$150,000

Increase Appropriation Account A3110.2 by \$127,500 by increasing Line Item A3110 2 2750 Security Equipment by \$127,500

Increase Appropriation Account A4310.4 by \$22,500 by increasing Line Item A3110 4 4046 Fees for Services by \$22,500

and, be it further

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



Homeland Security and Emergency Services

FY2019 HazMat Grant Program:

Hazmat Personnel			
Using the table below, identify the number of Career and Volunteer personnel serving on each HazMat Team within your Regional Partnership.			
HazMat Personnel in Regional Partnership			
HazMat Teams in Partnership	# of Career Personnel	# of Volunteer Personnel	Total
Albany County	176	48	224
Rensselaer County	116	70	186
Saratoga County	118	42	160
Schenectady FD	120	0	120
			0
			0
			0

HazMat Call Data						
DHSES has defined <u>HazMat Call</u> as "A situation which necessitated the dispatch of a HazMat Response Team, to make entry into the exclusion zone wearing specialized personal protective equipment, or to utilize special detection equipment or devices normally only possessed by a HazMat Team." Using the table below, identify the number and types of HazMat Calls that your region responded to between July 1, 2018 and June 30, 2019.						
HazMat Teams in Partnership	Level A	Level B	Level C/D	Turnout Gear Only	Advisory Only	Total
Albany County	2	15	54	179	22	272
Rensselaer County	1	31	43	61	20	156
Saratoga County	0	3	12	56	15	86
Schenectady FD	0	6	0	80	20	106
Total	3	55	109	376	77	620



ALBANY COUNTY SHERIFF'S OFFICE

County Court House Albany, New York 12207 (518) 487-5400
WWW.ALBANYCOUNTYSHERIFF.COM



MICHAEL S. MONTELEONE
EXECUTIVE UNDERSHERIFF

CRAIG D. APPLE, SR.
SHERIFF

WILLIAM M. RICE
UNDERSHERIFF

SHAWN P. NOONAN
CHIEF DEPUTY

LEON A. BORMANN
CHIEF DEPUTY

January 12, 2021

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

Andrew
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 New York State Governor's Traffic Safety Committee in the amount of \$629,507.00 for the 2021 Albany County STOP-DWI Plan. This plan accounts for and includes multi-agency police enforcement and DWI supplies for all participating agencies in Albany County, STOP-DWI Program staffing and educational/awareness campaigns and programs.

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

Sincerely,

Craig D. Apple Sr.
Craig D. Apple Sr.
Sheriff

Att.

Cc: Hon. Daniel P. McCoy, County Executive
Hon. William Clay, Public Safety Chairman
Hon. Wanda Willingham, Audit & Finance Committee
Brandon Russell, Esq., Majority Counsel
Arnis Zilgme, Esq., Minority Counsel
Christian Barnes, Minority Conference

REQUEST FOR LEGISLATIVE ACTION

FOR COUNSEL USE ONLY	
DATE:	_____
RECEIVED:	_____
RECEIVED BY:	_____
METHOD:	<u>HAND</u> _____
	<u>COURIER</u> _____
	<u>MAIL</u> _____

DATE : JANUARY 6, 2021

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 X
 - 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) _____
- APPROVE THE STOP DWI PLAN FOR 2021. TO BE SUBMITTED TO NYS DEPT OF MOTOR VEHICLES GOVERNOR TRAFFIC SAFETY COMMITTEE FOR FINAL APPROVAL.

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 X
- 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):

NYS DEPT OF MOTOR VEHICLES- GTSC

6 EMPIRE STATE PLAZA

ALBANY, NY 12228

AMOUNT/RATE SCHEDULE/FEE:

\$629,507.00

TERM: 10/1/2020 THRU 9/30/2021

SCOPE OF SERVICES: _____

CONTRACT FUNDING:

ANTICIPATED IN CURRENT BUDGET: YES _____ X NO _____

FUNDING SOURCE: DWI FINES AND OTHER REVENUE SOURCES (VICTIM IMPACT AND ALIVE AT 25 PROGRAM)

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 _____ NO _____

IF YES, INDICATE REVENUE APPROPRIATION ACCOUNTS: _____

FISCAL IMPACT - FUNDING: (DOLLARS OR PERCENTAGES)

FEDERAL _____ 0%

STATE _____ 0%

COUNTY _____ 0%

TERM/LENGTH OF FUNDING _____

PREVIOUS REQUESTS FOR IDENTICAL OR SIMILAR ACTION:

RESOLUTION/LAW NUMBER: 20-35 (COPY ATTACHED)

DATE OF ADOPTION: 2/10/2020

JUSTIFICATION: (STATE BRIEFLY WHY LEGISLATIVE ACTION IS REQUESTED)

APPROVE THE STOP DWI PLAN FOR 2021 - SUBMIT TO NYS DEPT OF MV

AND AUTHORIZE THE EXECUTION OF ANY NECESSARY AGREEMENTS FOR

THE IMPLEMENTATION OF THE STOP DWI PROGRAM

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

RESOLUTION NO. 35

APPROVING THE 2020 ALBANY COUNTY STOP DWI PLAN AND
AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE
GOVERNOR'S TRAFFIC SAFETY COMMITTEE

Introduced: 2/10/20

By Public Safety Committee:

WHEREAS, The Coordinator of the Albany County Stop DWI Program has prepared a Stop-DWI Plan pursuant to the New York State Vehicle and Traffic Law, and

WHEREAS, The proposed STOP-DWI Plan for 2020 must be certified by the Albany County Legislature and approved by the New York State Department of Motor Vehicles (DMV), and

WHEREAS, Upon approval by NYS DMV the County will receive \$763,992 for multi-agency police enforcement, prosecution, probation, rehabilitation, public information, and education in an effort to reduce alcohol related crashes, injuries and deaths, now, therefore be it

RESOLVED, By the Albany County Legislature that the 2020 Albany County Stop DWI Plan is hereby ratified and approved, and, be it further

RESOLVED, That the County Executive is authorized to enter into any and all necessary agreements regarding the implementation of the approved 2020 Stop-DWI Plan including agreements for the receipt of \$763,992 from NYS DMV for a term commencing October 1, 2019 and ending September 30, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreements associated with the aforementioned approved plan 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 - 2/10/20



ALBANY COUNTY SHERIFF'S OFFICE
 County Court House Albany, New York 12207 (518) 487-5400
WWW.ALBANYCOUNTYSHERIFF.COM



MICHAEL S. MONTELEONE
 EXECUTIVE UNDERSHERIFF

CRAIG D. APPLE, SR.
 SHERIFF

WILLIAM M. RICE
 UNDERSHERIFF

SHAWN P. NOONAN
 CHIEF DEPUTY

LEON A. BORMANN
 CHIEF DEPUTY

February 1, 2021

Honorable Andrew C. Joyce
 Legislative Clerk's Office
 112 State Street, Room 710
 Albany, NY 12207

Dear Mr. Joyce:

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

Legislative approval is being requested to adopt, as a County resolution, the final plan for police reform and reinvention which is being submitted by the Albany County Sheriff's Office. This plan was drafted following a comprehensive review of agency policy, practice, training, and methodology in accordance with the mandates of Governor Cuomo's June 2020 Executive Order Number 203. As part of the collaborative process, input was sought from agency and community stakeholders as well as the broader public, including those in areas not generally directly policed by the Albany County Sheriff's Office. This agency held meetings, accepted electronic submissions, attended forums, conducted a public survey in partnership with the National Center for Security and Preparedness at the University at Albany, and posted this plan on the agency website for public comment.

Having completed the review, considered the input, and amended the plan accordingly, please accept the final version of the plan attached hereto for review by the Public Safety Committee. It is further requested that the matter then be reviewed by the full body of the Albany County Legislature and, per Governor Cuomo's Executive Order Number 203, ratified or adopted as a local law or resolution no later than April 1, 2021. This plan is being submitted at this time to meet both the requirements and the timeline stipulated by the Executive Order timeline as well as the Legislative calendar. A detailed summary report documenting the review itself is also being drafted for informational purposes and will be made available upon completion.

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

Sincerely,

Craig D. Apple, Sr.
 Sheriff

Cc: Hon. Daniel McCoy, County Executive
 Hon. William Clay, Public Safety Chairman
 Hon. Wanda Willingham, Audit & Finance Committee
 Brandon Russell, Esq., Majority Counsel
 Arnis Zilgme, Esq., Minority Counsel
 Christian Barnes, Minority Conference

REQUEST FOR LEGISLATIVE ACTION

FOR COUNSEL USE ONLY	
DATE:	_____
RECEIVED:	_____
RECEIVED BY:	_____
METHOD:	<u>HAND</u> _____
	<u>COURIER</u> _____
	<u>MAIL</u> _____

DATE : FEBRUARY 11, 2011

DEPARTMENT: ALBANY COUNTY SHERIFF'S DEPT

CONTACT PERSON: CRAIG D. APPLE SR
TELEPHONE: 487-5438
DEPT. REPRESENTATIVE ATTENDING
COMMITTEE MEETING: _____

PURPOSE OF REQUEST:

- ADOPTION OF LOCAL LAW _____
 - AMENDMENT OF PRIOR LEGISLATION _____
 - APPROVAL/ADOPTION OF PLAN/PROCEDURE X
 - BOND APPROVAL _____
 - BUDGET AMENDMENT(SEE BELOW) _____
 - CONTRACT AUTHORIZATION (SEE BELOW) _____
 - ENVIRONMENTAL IMPACT _____
 - HOME RULE REQUEST _____
 - PROPERTY CONVEYANCE _____
 - OTHER:(STATE BRIEFLY IF NOT LISTED ABOVE) _____
- LEGISLATIVE APPROVAL IS NEEDED TO ADOPT THE FINAL PLAN FOR POLICE REFORM AND REINVENTION WHICH IS BEING SUBMITTED BY THE ALBANY COUNTY SHERIFF;S OFFICE**

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: _____

TERM: _____

SCOPE OF SERVICES: _____

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 _____

IF MANDATED CITE: AUTHORITY **NYS GOVERNOR'S OFFICE**

ANTICIPATED IN CURRENT ADOPTED BUDGET: YES _____ NO

IF YES, INDICATE REVENUE APPROPRIATION ACCOUNTS: _____

FISCAL IMPACT - FUNDING: _____ (DOLLARS OR PERCENTAGES)

FEDERAL _____

STATE _____

COUNTY **NONE**

TERM/LENGTH OF FUNDING _____

PREVIOUS REQUESTS FOR IDENTICAL OR SIMILAR ACTION: _____

RESOLUTION/LAW NUMBER: _____

DATE OF ADOPTION: _____

JUSTIFICATION: (STATE BRIEFLY WHY LEGISLATIVE ACTION IS REQUESTED)

THE ALBANY COUNTY SHERIFF'S OFFICE IS SUBMITTING THIS PLAN TO COMPLY WITH GOVERNOR CUOMO'S JUNE 2020 EXECUTIVE ORDER NUMBER 203

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 LETTER

SUBMITTED BY: **CRAIG D APPLE SR**
TITLE: **SHERIFF**



ALBANY COUNTY SHERIFF'S OFFICE
County Court House Albany, New York 12207 (518) 487-5400
WWW.ALBANYCOUNTYSHERIFF.COM



MICHAEL S. MONTELEONE
EXECUTIVE UNDERSHERIFF

CRAIG D. APPLE, SR.
SHERIFF

WILLIAM M. RICE
UNDERSHERIFF

SHAWN P. NOONAN
CHIEF DEPUTY

LEON A. BORMANN
CHIEF DEPUTY

In June of 2020, Governor Andrew Cuomo signed Executive Order Number 203, instructing all police agencies as defined by New York State law, to conduct reviews aimed at reform and reinvention. These reviews are to be in collaboration with stakeholders drawn from the community to which each agency provides primary police services. The Governor further defined specific groups within each community which must be represented amongst the stakeholders. In accordance with this order, the Albany County Sheriff's Office has been conducting a comprehensive review of its policies, procedures, training, community programs, and methods which is in addition to the standard agency review conducted each year as part of standard protocol. This review employs evidence based policing strategies as defined by the State in the executive order as well as in their New York State Police Reform and Reinvention Collaborative Guidebook. Said strategies have been developed further during the course of this review based upon the ongoing research and through information gained from webinars and courses led by experts in the field organized by the New York State Division of Criminal Justice Services.

As part of this agency's review process and in accordance with the Governor's order, the Albany County Sheriff's Office has drafted a preliminary plan to continue successful strategies and methods while improving others to meet current societal and community needs. These improvements are based upon the principles of procedural justice and seek to employ evidence based policing strategies where they are not already in use. This preliminary draft plan has been compiled following a review of agency policy, practices and strategies along with discussions with agency working group members and community stakeholders. The agency working group consists of civilian support staff, deputies, supervisors, investigators, and command staff who initiated the review process and then met with the community stakeholders. Each stakeholder was selected to represent their communities based upon their specific qualifications and their positions within

designated community groups as required by the Governor's order. The community stakeholders were as follows: Albany County District Attorney David Soares; Albany County Public Defender Hon. Stephen Herrick; Assistant Professor of Law and Director of the Government Law Center at Albany Law School Ava Ayers; Albany County Legislators Victoria Plotsky (District 38 Clarksville), Christopher Smith (District 39 Berne), and George Langdon IV (District 37 Selkirk); Westerlo Town Councilwoman Amie Burnside; Rensselaerville Democratic Party Leader Herbert Joseph; local faith leaders and representatives Pastor David Trayhnam of the Sweet Pilgrim Baptist Church in Albany and Karol Harlow resident of the Town of Berne and member of the Baha'i Faith; community based non-profit group leaders Jamil Hood of Hoods House of Hoops in Albany, Richard Harris of 100 Black Men based in Albany, and Stephanie Lao of Catholic Charities; and local community representatives Dr. Brian Bailey, Ed.D. Superintendent of Schools for the Ravena Coeymans Selkirk School District and resident of the Town of Knox, Lisa DeGroff of the Town of Coeymans, and Aaron Kelsey the Public Affairs Officer for Lafarge Holcim in Ravena.

Although this agency ensured that it met all the requirements of the Executive Order, it also extended its community collaboration efforts beyond that which was strictly set forth in the order. The Sheriff and members of the agency working group worked with other community and legislative partners in addition to the aforementioned formal group of Executive Order 203 Stakeholders and developed new relationships through this collaboration. Among these other efforts were participation in a community forum held by our stakeholder, Pastor David Trayhnam, and assisting the Honorable Wanda Willingham in hosting a community panel to address the rise in area gun violence as well as other community matters in and around the City of Albany. These forums included other area law enforcement partners; the District Attorney; County and local legislators; and community, neighborhood, and religious leaders in an effort to engage with as many people as are safely and practically possible given the restraints imposed by the current public health emergency. Further input was then sought directly from the community itself through a community survey. The combined information and insights gathered were used to draft a plan which was then offered for public comment on the agency's public website. Members of the community were encouraged to submit their constructive comments relative to the plan to this agency for consideration at contactsheriff@albanycounty.com. After consideration of the community input, this final plan for

agency reform and reinvention is being submitted to the Albany County Legislature for adoption as a County Resolution by April 1, 2021 pursuant to the Governor's executive order.

Please be advised that the Albany County Sheriff's Office currently intends to institute the following plan to pursue improvements to agency policy and practices to meet the current concerns of the community. While recognizing the broader concerns being voiced throughout our nation at this time, the primary focus is currently on how to best address those concerns brought forth by the communities directly policed by this agency as well as those we encounter in adjoining municipalities within the county. Beyond that, the Sheriff's Office prides itself on being a forward thinking agency and will do its best to keep pace with the evolving societal concerns both locally and nationally and provide the best public service to our residents. A formal summary report documenting the review process itself is also being drafted and the Sheriff's Office remains committed to accepting and considering public input and engaging in collaborative efforts in the future. This plan is being submitted at this time to meet the requirements and timeline set forth in the Governor's Executive Order 203 as well as the demands of the County Legislature's calendar and legislative process. It does not mean the end of this agency's efforts to work with the community, but simply serves as a formal response to the Governor's Executive Order and a useful foundation upon which to build future partnerships and growth.

- 1) As a New York State accredited police agency since 2003, the Albany County Sheriff's Office complies with or exceeds all standards established by the New York State Law Enforcement Accreditation Program. This includes a formal review of agency policies once a year by unit commanders as well as on going reviews and updates by the Office of Professional Standards as needed throughout the year. Additionally, both training and legal updates are issued as they are issued by the New York State Division of Criminal Justice Services, the state's Municipal Police Training Counsel, and the New York State Sheriff's Association. Accordingly, the Albany County Sheriff's Office commits to remaining a New York State Accredited Agency and continuing its efforts to exceed those standards whenever possible. Moreover, reviews of policy and practice, including working in collaboration with community partners, shall continue in the future as they did prior to the Governor's executive order.

- 2) Among the numerous policy updates made over the past year or so, both before and after the Governor's Executive Order 203, was the agency use of force policy. This policy was updated several times in 2019 and 2020 in accordance with state legislative reforms, accreditation program requirements, and Municipal Police Training Council model policies. Updates included such things as expanded definitions and formally defining in writing topics like objective reasonableness and steps for determining the same, use of force against restrained subjects, responsibilities of members who witness excessive force, strictly prohibiting chokeholds, expanded reporting requirements, and requiring the documentation and reasonable administering of aid to those complaining of injury or mental health emergencies. Most of these topics were already covered by agency training and practice, but they are now formally part of written agency policy. Chokeholds for instance were already not utilized or part of agency training nor permitted outside of instances where deadly force was already authorized. These updates now formally made such practice part of written policy. Similarly, use of force incidents were already reported and injuries documented by agency reports and the incidents reviewed as standard procedure by the Office of Professional Standards. Expanded reporting requirements established by New York State for data collection and analysis have now been implemented as part of the ongoing statewide reforms. The Sheriff's Office affirms its dedication to maintaining or exceeding the state's standards for policy and training relative to the use of force by members.
- 3) The Albany County Sheriff's Office recognizes the desire for accountability and dedication to maintaining trust with all groups which make up the communities which we serve. The agency is also aware of the need to continually reinforce a positive perception of the agency and its members, reinforce existing community bonds and forge new relationships to maintain confidence in the agency. In addition to maintaining state accreditation and exceeding standards where possible, the Sheriff's Office has taken measures to boost confidence and accountability. The Sheriff instituted a Body Worn Camera Program for both the Corrections Division and the Law Enforcement Division in 2019 which was paid for through grants obtained by this agency. These devices are compatible with and

supplement the in car dash cameras used by this agency for many years. As a part of his continued dedication to fostering trust in his agency, the Sheriff expanded this program in 2020 to include members assigned to the agency's Emergency Response Team, Criminal Investigations Unit, and outside agency task forces. Policy was amended to establish new guidelines for when these members will be required to wear a body worn camera including during arrests and warrant executions. The agency also established a new Discovery Unit to expand the former Records Unit to enable fast and efficient release of information as required by the new Discovery Law reforms instituted by New York State.

- 4) The current agency mission statement will be updated to formally reflect its established recognition that principled policing practices and training are a core belief and a guiding principle. This agency remains committed to engaging the communities which it polices and working in partnership with them to identify and address their specific needs. It also recognizes their desire for accountability as well as innovative support for community needs independent of the primary police function, such as mental health and substance abuse support, re-entry and counseling services, and alternatives to enforcement and incarceration. Although many of these topics are primarily under the purview of the courts or legislative sectors of our government, this agency is committed to addressing them and innovating where applicable. Several examples of this are the Medically Assisted treatment program at our correctional facility in an effort to address the opioid crisis and reduce recidivism by ensuring unimpeded access to treatment and recovery. The Sheriff's Homeless Improvement Program (SHIP) also seeks to ease re-entry by providing shelter, counseling, advice, and training after release as well as for those members of the community for whom a traditional shelter is not a proper fit. This program has proven a success thus far and not only seeks to remove obstacles, but provide benefits which will hopefully ultimately reduce recidivism rates, support our communities, and reinforce a positive image for this agency and thereby garner trust. Two programs currently being developed are Albany County Crisis Officials Responding and Diverting (ACCORD) and the Sheriff's Mental Health Assessment Response Team (SMART) which seek to improve access to mental health services by partnering with emergency medical services and social

workers. Applicable calls will be identified by emergency dispatchers at the time of the call and if safe, the aforementioned non-police assets will be dispatched to handle the matter and render aid.

- 5) The Albany County Sheriff's Office has a standard policy based system for receiving complaints or concerns about members from both within and without the agency. Complaints can be received in various ways including through a special email established to allow community members to voice concerns to the Sheriff. Additionally, the agency website contains a description and contact number for the Office of Professional Standards which oversees the internal affairs process for the Sheriff's Office. Although many matters may be addressed and corrected by means of non-disciplinary counseling, others require formal disciplinary steps. The County endorses a system of progressive discipline to address deviations from policy which can range from formal reprimands to termination in accordance with policy, collective bargaining agreements, and the totality of circumstances related to the specific incident. The Albany County Sheriff's Office recognizes the need to project a positive, accountable, and respectful image to strengthen legitimacy and garner trust and confidence amongst those it serves and protects. Moreover, it is recognized that this must be demonstrated and practiced by all levels of the agency in order to be successful and set an example for all members.
- 6) The Albany County Sheriff's Office will explore possible updates to the current records management and reporting systems to enable greater demographic data collection and analysis capabilities. This may provide greater data for comparison and analysis which could assist in making policy and deployment decisions in keeping with evidence based policing. Such updates will be pursued as deemed effective and feasible.
- 7) The Albany County Sheriff's Office recognizes that each community has unique concerns, as do many of the groups and neighborhoods of which they are made. Accordingly, all efforts will be made to base decisions on pertinent research rather than just standard, generalized "industry wide" practices. Furthermore, decisions will be re-evaluated after a time to ensure that they are truly effective for our communities. Current reviews and assessments will be expanded as needed to accomplish this goal.

- 8) The Albany County Sheriff's Office has a standard system, defined by policy, by which it monitors employee performance and addresses any issues or concerns. This includes a robust training system, digital training tracking software, remedial training as needed, and non-disciplinary counseling to address corrective actions if necessary. Current performance evaluations for line staff conducted annually and after gaining new assignments shall be continued in accordance with agency policy and New York State Law Enforcement Accreditation Program standards. The course of instruction for new recruits includes a period of field training prior to graduation which includes daily observation reports and a final successful completion of the training program. The potential for expanding or improving the monitoring of members' performance and progress in keeping with an evidence based policing model will be explored. This is intended to ensure that members are performing their duties in keeping with the principles of this agency, meeting the needs of their communities, and to address minor performance issues before they become problematic.
- 9) The Albany County Sheriff's Office renews its commitment to pursuing innovative training methods tailored towards the needs of its members and the communities it serves. Such work is exemplified by the establishment in 2019 of the Sheriff's Public Safety Training Institute. This allowed for greater input and control of the training process for new deputy sheriffs while still meeting all New York State Department of Criminal Justice Services standards for newly certified police officers. Not only are recruits now better prepared to serve and protect their communities upon graduation, but they are imbued with the principles of procedural justice from the first day of training. Among other subjects, implicit bias, cultural diversity, crisis intervention, wrongful convictions and de-escalation training shall continue to be taught and updated as necessary. New York State Department of Criminal Justice Services instructors will continue to be utilized for use of force training to ensure that recruits are instructed in accordance with the latest state standards. Although they may change over time, outside partners such as the Albany Law School, the Legal Project, County Department of Health, and Offices of the Public Defender and

District Attorney will continue to be engaged to instruct recruits to provide an array of perspectives beyond just those of law enforcement professionals.

- 10) Efforts will be made to increase the availability and frequency of already regular in-service training. These efforts will stress repetitive reality based training scenarios and de-escalation techniques which seek to continually reinforce the proper techniques and create a proper mindset for members. New techniques and technology such as the recently acquired MILO training simulator will be used, and upgraded over time if possible, to provide the most realistic yet safe environment in which members can learn. Such technology can also serve as a means of identifying problems or weaknesses that may lead to issues in the future and enable them to be addressed before they manifest in real life scenarios. Information reviewed during the course of this process has also demonstrated the greater effectiveness of repetitive training and regular performance monitoring to create cultural changes in law enforcement agencies and forming a new mindset for modern policing.
- 11) The Albany County Sheriff's Office will continue to provide community programs and support services. This agency's Community Resource Unit and School Resource Officers will continue their community engagement efforts backed by the newly created Bias Crimes Unit. These recently reassigned investigators will pursue bias crimes and matters involving discrimination alongside the other agency investigative units including the Office of Professional Standards and the Criminal Investigations Unit. The bias crimes investigators will also proactively engage the community, as well as specific groups therein, to remain abreast of the specific and ever evolving concerns in each. Moreover, this agency will also continue to support and assist community based programs and initiatives that arise and develop outside of this agency. This will not only serve to provide further support to the community and reinforce confidence, but also strengthen existing relationships and help forge new ones. One such new relationship was with Jamil Hood and his community center which he hopes to help not only youth through sports and educational support, but also senior members of the community. He and other community leaders engaged through forums like Jamel Muhammad President of Promise Youth in

Development, LLC were able to reinforce the need for collaboration with community liaisons who can reach those who do not trust or otherwise wish to engage directly with law enforcement or those outside of their specific community. These liaisons not only serve as positive role models, but provide examples of success by those who faced the same adversities and environment growing up.