



MONROE COUNTY

Public Safety Committee

January 25, 2022 5:30 PM

AGENDA

A. ROLL CALL

B. SUSPENSION OF THE RULES

Be It Moved, that Article II, Section 545-6 of the Rules of the Monroe County Legislature, be, and hereby is suspended and modified by prohibiting public in-person access to the Committee Meeting in favor of video viewing or listening to, and recording and later transcription of such proceeding.

C. PUBLIC FORUM

D. APPROVAL OF MINUTES

November 23, 2021

E. NEW BUSINESS

22-0011

Acceptance of a Grant from the United States Department of Justice, Office of Justice Programs for the Swift, Certain and Fair Supervision Program: Applying the Principles Behind Project HOPE - County Executive Adam Bello

22-0012

Acceptance of a Grant from the New York State Division of Homeland Security and Emergency Services for the Reimbursement of the FY2021 Emergency Management Performance Grant - County Executive Adam J. Bello

22-0013

Acceptance of a Grant from the New York State Division of Homeland Security and Emergency Services for the FY2021 State Law Enforcement Terrorism Prevention Program - County Executive Adam J. Bello

22-0014

Acceptance of a Grant from the New York State Division of Homeland Security and Emergency Services for the FY2021 State Homeland Security Program and Authorize a Contract with the University of Rochester - County Executive Adam J. Bello

22-0015

Acceptance of a Grant from the New York State Office of Indigent Legal Services for the Offices of the Public Defender and the Conflict Defender for the Provision of Indigent Legal Service - County Executive Adam J. Bello

22-0036

Acceptance of a Grant from the New York State Division of Homeland Security and Emergency Services for the FY2019 Cyber Security Grant Program - County Executive Adam J. Bello

22-0037

Acceptance of a Grant from the United States Department of Justice, United States Marshals Service Western District of New York for the United States Marshals Service NY/NJ Regional Fugitive Task Force - Rochester Division - County Executive Adam J. Bello

22-0040

Confirmation of the Reappointment of the Conflict Defender - County Executive Adam J. Bello

F. OTHER MATTERS

G. ADJOURNMENT

The next meeting of the Public Safety Committee is scheduled for Tuesday, February 15, 2022 at 5:30 P.M.



ATTACHMENTS:

Description File Name

- ▣ November 22, 2021 11.22.21_Public_Safety_Draft_Minutes.pdf

Summary of Minutes

PUBLIC SAFETY COMMITTEE

November 22, 2021

5:30 p.m.

Chairwoman Boyce called the meeting to order at 6:48 p.m.

MEMBERS PRESENT: Karla F. Boyce (Chair), Paul Dondorfer (Vice Chair), Frank X. Allkofer, Jennifer S. Wright, Sean M. Delehanty, Sabrina A. LaMar (RMM), Frank Keophetlasy, Ernest Flagler-Mitchell, Yversha M. Roman

OTHER LEGISLATORS PRESENT: George J. Hebert, Tracy DiFlorio, Jackie Smith, Calvin Lee, Jr., Howard Maffucci, Joshua Bauroth, Steve Brew

ADMINISTRATION PRESENT: Jeff McCann (Deputy County Executive), Robert Franklin (CFO), John Bringewatt (County Attorney), Laura Smith (Chief Deputy County Attorney), Don Crumb (Legislative Liaison), Kevin Klemann (Budget), Dawn Staub (District Attorney Admin), Andy Moore (Airport Director), Michael J. Garland, PE (DES Director), Tim Donaher (Public Defender), Jennifer Ball (Probation Administrator), Korey Brown (Undersheriff), John Clark (Crime Lab Director), Mark Funk (Conflict Defender), Tim Henry (Public Safety), Peter Mikiciuk (Public Safety), Tim Czapranski (EMS Administrator), Paul Ciminelli (Sheriff Counsel), Jeff Berl (Weights & Measures)

SUSPENSION OF THE RULES: Be It Moved, that Article II, Section 545-6 of the Rules of the Monroe County Legislature, be, and hereby is suspended and modified by prohibiting public in-person access to the Committee Meeting in favor of video viewing or listening to, and recording and later transcription of such proceeding.

MOVED by Legislator Dondorfer, SECONDED by Legislator Roman.
APPROVED: 9-0

PUBLIC FORUM: There were no speakers.

PRESENTATIONS: Robert Franklin, Chief Financial Officer, Finance Department
Proposed 2022 Monroe County Budget
As it pertained to the Public Safety Committee
(The presentation was followed by a question and answer period)

APPROVAL OF MINUTES: The minutes of October 25, 2021 were approved as submitted.

NEW BUSINESS:

21-0429 - Acceptance of a Grant from the New York State Office of Indigent Legal Services for the Second Upstate Model Family Representation Office and Authorize the Creation of Four New Positions in the Public Defender's Office – County Executive Adam J. Bello

MOVED by Legislator Dondorfer, SECONDED by Legislator Delehanty.
ADOPTED: 9-0

- 21-0430 -** Acceptance of a Grant from the New York State Division of Criminal Justice Services for the Motor Vehicle Theft and Insurance Fraud Prosecution Program (District Attorney's Office) – County Executive Adam J. Bello

MOVED by Legislator Allkofer, SECONDED by Legislator Wright.
ADOPTED: 9-0

- 21-0431 -** Authorize Intermunicipal Agreements with Other Counties for Forensic Laboratory Services Provided by the Monroe County Crime Laboratory – County Executive Adam J. Bello

MOVED by Legislator Delehanty, SECONDED by Legislator Wright.
ADOPTED: 9-0

- 21-0432 -** Acceptance of a Grant from the New York State STOP-DWI Foundation, Inc. for DWI High Visibility Engagement Campaign Weekend Enforcement and Authorize Intermunicipal Agreements with Eight Municipalities – County Executive Adam J. Bello

MOVED by Legislator Wright, SECONDED by Legislator Allkofer.
ADOPTED: 9-0

- 21-0433 -** Authorize Intermunicipal Agreements with Ten Municipalities for the STOP-DWI Law Enforcement Program – County Executive Adam J. Bello

MOVED by Legislator Allkofer, SECONDED by Legislator Delehanty.
ADOPTED: 9-0

- 21-0434 -** Acceptance of a Grant from the New York State Division of Homeland Security and Emergency Services for the 2020 Statewide Interoperable Communications Grant Program – County Executive Adam J. Bello

MOVED by Legislator Delehanty, SECONDED by Legislator Dondorfer.
ADOPTED: 9-0

- 21-0435 -** Authorize an Intermunicipal Agreement with the City of Rochester for a Firearms Instructor – County Executive Adam J. Bello

MOVED by Legislator Dondorfer, SECONDED by Legislator Delehanty.
ADOPTED: 9-0 (*Legislator Dondorfer Declared His Interest Prior to the Vote.*)

- 21-0436 -** Authorize a Contract with the University of Rochester for a Monroe County Emergency Medical Services Medical Director – County Executive Adam J. Bello

MOVED by Legislator Wright, SECONDED by Legislator Delehanty.
ADOPTED: 9-0

- 21-0437 -** Authorize a Contract with Pre-Trial Services Corporation of the Monroe County Bar Association for Alternatives to Incarceration Programs for 2022 – County Executive Adam J. Bello

MOVED by Legislator Allkofer, SECONDED by Legislator Delehanty.
ADOPTED: 9-0

- 21-0438 -** Amend Resolution 270 of 2019, as Amended by Resolution 31 of 2020 and Resolution 72 of 2021, to Authorize a Contract Amendment with Securus Technologies, LLC (f/k/a Securus Technologies, Inc.) to Reduce Commissions on Video Visitation and Eliminate the Full-time On-site System Administrator – County Executive Adam J. Bello

MOVED by Legislator Wright, SECONDED by Legislator Delehanty.

ADOPTED: 9-0

- 21-0439 -** Amend Resolution 305 of 2020 to Accept Additional Funding from the New York State Division of Homeland Security and Emergency Services for the Operation Stonegarden Program and to Increase the Intermunicipal Agreement with the Town of Irondequoit – County Executive Adam J. Bello

MOVED by Legislator Delehanty, SECONDED by Legislator Dondorfer.

ADOPTED: 9-0

- 21-0440 -** Acceptance of a Grant from the New York State Division of Criminal Justice Services for the Motor Vehicle Theft and Insurance Fraud Prevention Program (Office of the Sheriff) – County Executive Adam J. Bello

MOVED by Legislator Dondorfer, SECONDED by Legislator Wright.

ADOPTED: 9-0

- 21-0441 -** Acceptance of a Grant from the New York State Division of Criminal Justice Services for the Motor Vehicle Theft and Insurance Fraud Prevention Program (Office of the Sheriff) – County Executive Adam J. Bello

MOVED by Legislator Delehanty, SECONDED by Legislator Wright.

ADOPTED: 9-0

- 21-0462 -** Acceptance of a Grant from the New York State Division of Criminal Justice Services for the Crimes Against Revenue Program – County Executive Adam J. Bello

MOVED by Legislator Allkofer, SECONDED by Legislator Delehanty.

ADOPTED: 9-0

- 21-0475 -** Adopting Policies to Address Racial Inequities in Monroe County – As a Matter of Importance – County Legislators Calvin Lee, Jr., Vincent Felder, Sabrina LaMar, Frank Keophetlasy, Ernest Flagler-Mitchell

MOVED by Legislator Delehanty, SECONDED by Legislator Wright.

MOTION TO TABLE by Legislator Roman. *(Note: There was no second on the motion)*

ADOPTED: 9-0

OTHER MATTERS:

ADJOURNMENT:

There being no other matters, Chairwoman Boyce adjourned the meeting at 8:01 p.m.

The next Public Safety Meeting will be announced.

Respectfully submitted,
David Grant
Clerk of the Legislature



ATTACHMENTS:

Description File Name

▣ Referral R22-0011.pdf



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 7, 2022

OFFICIAL FILE COPY	
No. <u>220011</u>	
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
PUBLIC SAFETY	-L
WAYS & MEANS	

To The Honorable
Monroe County Legislature
407 County Office Building
Rochester, New York 14614

Subject: Acceptance of a Grant from the United States Department of Justice, Office of Justice Programs for the Swift, Certain and Fair Supervision Program: Applying the Principles Behind Project HOPE

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the United States Department of Justice, Office of Justice Programs in the amount of \$700,000 for the Swift, Certain, and Fair ("SCF") Supervision Program: Applying the Principles Behind Project HOPE for the period of October 1, 2021 through September 30, 2025.

The SCF Supervision Program, modeled after Hawaii's Project HOPE was implemented in 2016 under the New York State Supreme Court Gun Court to focus on reducing recidivism of firearm offenders. The program involves several partners and has been evaluated by the Center for Public Safety Initiatives at Rochester Institute of Technology. This expansion program will address some of the limitations found in this evaluation, and expand the scope of the program to assist more Probationers in their reentry, using the principles of swiftness, certainty, and fairness.

The SCF Supervision program is a collaborative effort between the Monroe County Office of Probation, the District Attorney's Office, and the Public Defender's Office. The goal of the SCF program is to provide an opportunity for community supervision for 18-26 year olds who have committed crimes in the City of Rochester, specifically those in the areas of the community impacted greatest by criminality. Community supervision will afford these young people the opportunity to break a cycle of incarceration in a manner consistent with the tenets of Procedural Justice and will allow a greater number of young people to realize this program benefit. This is the first year of the expansion program.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept a \$700,000 grant from, and to execute a contract and any amendments thereto, with the United States Department of Justice, Office of Justice Programs, for the Swift, Certain and Fair Supervision Program: Applying the Principles Behind Project HOPE for the period of October 1, 2021 through September 30, 2025.
2. Amend the 2022 operating budget of the Monroe County Department of Public Safety, Office of Probation - Community Corrections, by appropriating the sum of \$700,000 into general fund 9300, funds center 2403050000, Central Services Division.

110 County Office Building • 39 West Main Street • Rochester, New York 14614

(585) 753-1000 • fax: (585) 753-1014 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

3. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within grant guidelines to meet contractual commitments.
4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

This is a Type II action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

This grant is 100% funded by the United States Department of Justice, Office of Justice Programs. No additional net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,



Adam J. Bello
Monroe County Executive

AJB:db



ATTACHMENTS:

Description File Name

▣ Referral R22-0012.pdf



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 7, 2022

OFFICIAL FILE COPY
No. <u>220012</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
PUBLIC SAFETY -L
WAYS & MEANS

To The Honorable
Monroe County Legislature
407 County Office Building
Rochester, New York 14614

Subject: Acceptance of a Grant from the New York State Division of Homeland Security and Emergency Services for the Reimbursement of the FY2021 Emergency Management Performance Grant

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the New York State Division of Homeland Security and Emergency Services in the amount of \$276,737 for reimbursement of County expenses related to the FY2021 Emergency Management Performance Grant ("EMPG") for the period of October 1, 2020 through September 30, 2023.

This grant provides funding for necessary direction, coordination, guidance, and assistance, as authorized in Title VI of the Stafford Act so that a comprehensive emergency preparedness system exists in Monroe County. The FY2021 EMPG Program supports all core capabilities in the prevention, protection, mitigation, response, and recovery mission areas based on allowable costs. This funding partially reimburses the salary and fringe benefits for four (4) Office of Emergency Management ("OEM") and Fire Bureau positions, and allows OEM staff to administer mandated reports, equipment inventory, fiscal reporting, planning activities, training activities, and exercises.

This grant provides 50% reimbursement for eligible expenses in support of the program. This will be the 30th year the County has received this grant. This year's funding represents a decrease of \$2,280 from last year.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept a \$276,737 grant from, and to execute a contract and any amendments thereto, with the New York State Division of Homeland Security and Emergency Services for reimbursement of County expenses related to the FY2021 Emergency Management Performance Grant for the period of October 1, 2020 through September 30, 2023.
2. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual requirements.
3. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

110 County Office Building • 39 West Main Street • Rochester, New York 14614

(585) 753-1000 • fax: (585) 753-1014 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

Funding for this grant is included in the 2022 operating budget of the Department of Public Safety, general fund 9001, funds center 2408030100, Office of Emergency Management. No additional net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,



Adam J. Bello
Monroe County Executive

AJB:db



ATTACHMENTS:

Description File Name

▣ Referral R22-0013.pdf



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 7, 2022

OFFICIAL FILE COPY
No. <u>220013</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
PUBLIC SAFETY -1
WAYS & MEANS

To The Honorable
Monroe County Legislature
407 County Office Building
Rochester, New York 14614

Subject: Acceptance of a Grant from the New York State Division of Homeland Security and Emergency Services for the FY2021 State Law Enforcement Terrorism Prevention Program

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the New York State Division of Homeland Security and Emergency Services in the amount of \$145,596 for the FY2021 State Law Enforcement Terrorism Prevention Program ("SLETPP") for the period of September 1, 2021 through August 31, 2024.

This grant provides funding for preparedness and prevention activities for terrorist events using weapons of mass destruction involving chemical, biological, radiological, nuclear, and explosive materials. Funds will be used to purchase special operations team equipment and provide training (including backfill and overtime costs) for the Monroe County Sheriff's Office patrol, SWAT, Bomb, K9, SCUBA, Crisis Negotiation Team, Rescue Task Force, and Crime Scene Investigation teams. This is the fourteenth year the County has received a SLETPP grant. This year's funding represents a decrease of \$308,904.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept a \$145,596 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Homeland Security and Emergency Services for the FY2021 State Law Enforcement Terrorism Prevention Program for the period of September 1, 2021 through August 31, 2024.
2. Amend the 2022 operating budget of the Department of Public Safety by appropriating the sum of \$145,596 into general fund 9300, funds center 2408030100, Office of Emergency Management.
3. Authorize the County Executive to appropriate any subsequent years of the grant awards in accordance with the grant terms, to reappropriate any unencumbered balances during the grant periods according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual requirements.
4. Should funding of these programs be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the programs and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

110 County Office Building • 39 West Main Street • Rochester, New York 14614

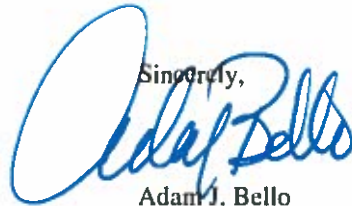
(585) 753-1000 • fax: (585) 753-1014 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and (31) (“purchase or sale of furnishings, equipment or supplies, including surplus government property, other than the following: land, radioactive material, pesticides, herbicides, or other hazardous materials”) and is not subject to further review under the State Environmental Quality Review Act.

This grant is 100% funded by the Federal Department of Homeland Security (administered by the New York State Division of Homeland Security and Emergency Services). No net County support is required in the current Monroe County Budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,



Adam J. Bello
Monroe County Executive

AJB:db



ATTACHMENTS:

Description File Name

▣ Referral R22-0014.pdf



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 7, 2022

OFFICIAL FILE COPY
No. <u>220014</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
PUBLIC SAFETY -L
WAYS & MEANS

To The Honorable
Monroe County Legislature
407 County Office Building
Rochester, New York 14614

Subject: Acceptance of a Grant from the New York State Division of Homeland Security and Emergency Services for the FY2021 State Homeland Security Program and Authorize a Contract with the University of Rochester

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the New York State Division of Homeland Security and Emergency Services in the amount of \$367,765 for the FY2021 State Homeland Security Program ("SHSP") for the period of September 1, 2021 through August 31, 2024, and authorize a contract with the University of Rochester in the amount of \$60,000 for the continuing development and sustainment of the County's Medical Countermeasure Program for the period of July 1, 2022 through January 31, 2023.

The SHSP provides funds to support the County's Program for preparedness and prevention activities for terrorist events using weapons of mass destruction involving chemical, biological, radiological, nuclear and explosive materials.

Funds will be used to maintain and enhance a wide array of capabilities including:

- Emergency Management operations through training and the acquisition of equipment
- Cyber Security through acquisition of equipment
- EMS support through acquisition of equipment
- Public Health Preparedness through continued contractual services with the University of Rochester Center for Community Health

This is the eighteenth year the County has received this grant. This year's funding represents an increase of \$27,074 from last year.

A request for qualifications was issued for this contract with the University of Rochester selected as the most qualified to provide this service.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept a \$367,765 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Homeland Security and Emergency Services for the FY2021 State Homeland Security Program for the period of September 1, 2021 through August 31, 2024.
2. Amend the 2022 operating budget of the Department of Public Safety by appropriating the sum of \$367,765 into general fund 9300, funds center 2408030100, Office of Emergency Management.

110 County Office Building • 39 West Main Street • Rochester, New York 14614
(585) 753-1000 • fax: (585) 753-1014 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

3. Authorize the County Executive, or his designee, to execute a contract and any amendments thereto, with the University of Rochester, 601 Elmwood Ave, Rochester, New York 14642, in the amount of \$60,000 for the continuing development and sustainment of the County's Medical Countermeasure Program for the period of July 1, 2022 through January 31, 2023.
4. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within grant guidelines to meet contractual requirements.
5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

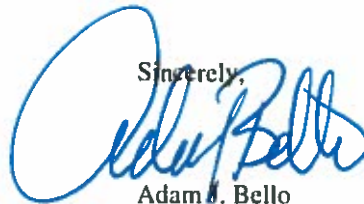
This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and (31) ("purchase or sale of furnishings, equipment or supplies, including surplus government property, other than the following: land, radioactive material, pesticides, herbicides, or other hazardous materials") and is not subject to further review under the State Environmental Quality Review Act.

Funding for this contract is included in the 2022 operating budget of the Department of Public Safety, general fund 9300, funds center 2408030100, Office of Emergency Management, and will be requested in future years budgets.

This grant is 100% funded by the Federal Department of Homeland Security (administered by the New York State Division of Homeland Security and Emergency Services). No net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,



Adam J. Bello
Monroe County Executive

AJB:db



ATTACHMENTS:

Description File Name

▣ Referral R22-0015.pdf



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 7, 2022

OFFICIAL FILE COPY
No. <u>220015</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
PUBLIC SAFETY -L
WAYS & MEANS

To The Honorable
Monroe County Legislature
407 County Office Building
Rochester, New York 14614

Subject: Acceptance of a Grant from the New York State Office of Indigent Legal Services for the Offices of the Public Defender and the Conflict Defender for the Provision of Indigent Legal Services

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the New York State Office of Indigent Legal Services in the amount of \$1,592,379 for the Office of the Monroe County Public Defender and the Office of the Monroe County Conflict Defender for the provision of indigent legal services for the period of January 1, 2022 through December 31, 2024.

The Office of the Public Defender will use the funding for part or all of the salary costs equivalent to eight (8) existing full-time Assistant Public Defender positions: maintaining three (3) Assistant Public Defenders and one (1) Senior Assistant Public Defender; and upgrading four (4) Assistant Public Defenders to Assistant Public Defender, Grade I. The Office of the Conflict Defender will use the funding for part or all of the salary costs equivalent to three (3) existing full-time Office Clerk positions, expert services, and equipment/training expenses. We have been notified of the funding amounts for the Office of the Monroe County Public Defender (\$1,201,950) and the Office of the Monroe County Conflict Defender (\$390,429) over a three (3) year period. This is the twelfth year the County has received this grant. This year's funding represents the same amount as the last time the County received this grant.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept a \$1,592,379 grant from, and to execute a contract and any amendments thereto with, the New York State Office of Indigent Legal Services for the Office of the Monroe County Public Defender and the Office of the Monroe County Conflict Defender for the provision of indigent legal services for the period of January 1, 2022 through December 31, 2024.
2. Amend the 2022 operating budget of the Office of the Public Defender by appropriating the sum of \$400,650, into general fund 9300, funds center 2601010000, Public Defender Administration.

110 County Office Building • 39 West Main Street • Rochester, New York 14614

(585) 753-1000 • fax: (585) 753-1014 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

3. Amend the 2022 operating budget of the Department of Public Safety by appropriating the sum of \$130,143 into general fund 9300, funds center 2402010000, Legal Representation.
4. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.
5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

This grant is 100% funded by the New York State Office of Indigent Legal Services. No net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,



Adam J. Bello
Monroe County Executive

AJB:db



ATTACHMENTS:

Description File Name

▣ Referral R22-0036.pdf



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 7, 2022

OFFICIAL FILE COPY	
No. <u>220036</u>	
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
PUBLIC SAFETY	-L
WAYS & MEANS	

To The Honorable
Monroe County Legislature
407 County Office Building
Rochester, New York 14614

Subject: Acceptance of a Grant from the New York State Division of Homeland Security and Emergency Services for the FY2019 Cyber Security Grant Program

Honorable Legislators:

I recommend that Your Honorable Body accept a grant from the New York State Division of Homeland Security and Emergency Services in the amount of \$50,000 for the FY 2019 Cyber Security Grant Program for the period of April 1, 2021 through August 31, 2022.

This grant will allow the County to continue to be properly positioned to meet cybersecurity challenges. Cybersecurity training will also be provided to internal Department of Information Services staff who have the responsibility to deploy, monitor, report, and maintain such cybersecurity tools. This is the third year the County has received this grant. This year's funding represents the same amount as last year.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept a \$50,000 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Homeland Security and Emergency Services, for the FY 2019 Cyber Security Grant Program for the period of April 1, 2021 through August 31, 2022.
2. Amend the 2022 operating budget of the Department of Information Services by appropriating the sum of \$50,000 into internal services fund 9020, funds center 1903010000, Information Services Operations.
3. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.

110 County Office Building • 39 West Main Street • Rochester, New York 14614

(585) 753-1000 • fax: (585) 753-1014 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

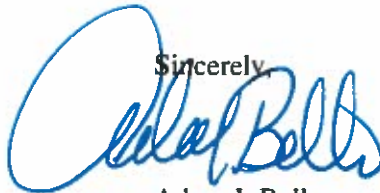
4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

This grant is 100% funded by the New York State Division of Homeland Security and Emergency Services. No net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,



Adam J. Bello
Monroe County Executive

AJB:db



ATTACHMENTS:

Description File Name

▣ Referral R22-0037.pdf



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

January 7, 2022

OFFICIAL FILE COPY
No. <u>220037</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
PUBLIC SAFETY -L
WAYS & MEANS

To The Honorable
Monroe County Legislature
407 County Office Building
Rochester, New York 14614

Subject: Acceptance of a Grant from the United States Department of Justice, United States Marshals Service Western District of New York for the United States Marshals Service NY/NJ Regional Fugitive Task Force - Rochester Division

Honorable Legislators:

This matter is being referred to Your Honorable Body at the request of Sheriff Todd K. Baxter.

I recommend that Your Honorable Body accept a grant from the United States Department of Justice, United States Marshals Service ("USMS") Western District of New York in an amount not to exceed \$40,000 for the reimbursement of overtime for the United States Marshals Service New York/New Jersey Regional Fugitive Task Force-Rochester Division for the period of October 12, 2021 through September 30, 2022.

This grant continues to support the collaborative task force with the USMS to investigate, apprehend and arrest violent felony fugitives. The grant will reimburse a portion of the overtime costs associated with the task force services. This will be the thirteenth year the County has received this grant. This year's funding is the same as last year.

The specific legislative actions required are:

1. Authorize the County Executive, or his designee, to accept a grant in an amount not to exceed \$40,000 and to execute a contract, and any amendments thereto, with the United States Department of Justice, United States Marshals Service Western District of New York for the reimbursement of overtime for the United States Marshals Service New York/New Jersey Regional Fugitive Task Force-Rochester Division for the period of October 12, 2021 through September 30, 2022.

110 County Office Building • 39 West Main Street • Rochester, New York 14614

(585) 753-1000 • fax: (585) 753-1014 • www.monroecounty.gov • e-mail: countyexecutive@monroecounty.gov

2. Amend the 2022 operating budget of the Office of the Sheriff by appropriating the sum of \$40,000 into general fund 9300, funds center 3803010000, Police Bureau Administration.
3. Authorize the County Executive to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.
4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) (“routine or continuing agency administration and management, not included new programs or major reordering of priorities that may affect the environment”) and is not subject to further review under the State Environmental Quality Review Act.

This grant is 100% funded by the United States Department of Justice, United States Marshals Service Western District of New York. No additional net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,



Adam J. Bello
Monroe County Executive



ATTACHMENTS:

Description File Name

▣ Referral R22-0040.pdf



Office of the County Executive
Monroe County, New York

Adam J. Bello
County Executive

OFFICIAL FILE COPY
No. <u>220040</u>
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment
PUBLIC SAFETY -L

January 7, 2022

To The Honorable
Monroe County Legislature
407 County Office Building
Rochester, New York 14614

Subject: Confirmation of the Reappointment of the Conflict Defender

Honorable Legislators:

I recommend that Your Honorable Body confirm the reappointment of Mr. Mark Funk as Conflict Defender, pursuant to Article V, Section A, Subdivision 2 of the Monroe County Bar Association Sponsored Plan for Conflict Assignments.

Mr. Funk has served as Conflict Defender since October 2016.

The specific legislative action required is to confirm the reappointment of Mr. Mark Funk as Conflict Defender, pursuant to Article V, Section A, Subdivision 2 of the Monroe County Bar Association Sponsored Plan for Conflict Assignments, effective immediately.

The legislative action requested in this referral is not an "Action," as that term is defined in 6 NYCRR § 617.2 (b), and is not subject to review under the State Environment Quality Review Act.

This confirmation will have no impact on the revenues or expenditures in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

Adam J. Bello
Monroe County Executive

AJB:db

Mark D. Funk

Suite 600 16 E. Main Street Rochester, New York 14614 (585) 753-3488

EMPLOYMENT

MONROE COUNTY CONFLICT DEFENDER'S OFFICE

- **Monroe County Conflict Defender*; October 2016 – Present
- *Supervisor of a staff of 25 including 16 Attorneys who handle misdemeanor cases, Family Court cases and appeals for indigent clients (office handled approximately 3,000 cases in 2019).
- *Manage the Monroe County Assigned Counsel Program-supervised the assignment of approximately 5,000 cases annually to approximately 165 panel attorneys
- *Department of Public Safety, Diversity, Equity and Inclusion Committee

2021 Awards and Accolades

***Rochester Business Journal, Power 30 Law List:** A list of local legal professionals who are making sure the legal needs of Rochester's residents are being met.

***The Daily Record/RBJ, Legal Excellence-Leaders in Law Award:** Recognizing legal professionals who demonstrate professional accomplishment, exceptional character, integrity and ethics, and commitment to clients and community who make our community stronger through both their professional accomplishments and their civic contributions.

LAW OFFICE OF MARK D. FUNK

- **Private Practice of Law*; February 1996 – October 2016.
- *Criminal Defense, Family Court and Appellate Practice.

EDUCATION

UNIVERSITY OF DAYTON SCHOOL OF LAW

- *Class of 1995 Rank: Top 18% (24 of 133).

STATE UNIVERSITY OF NEW YORK COLLEGE AT OSWEGO

- **Magna Cum Laude* graduate, 1992.

CONTINUING LEGAL EDUCATION

- *Speaker at numerous Continuing Legal Education Programs on criminal law and Family Court related topics.

VOLUNTEER:

COACH/JUDGE; NYSBA Mock Trial Competition, 1996-present
PAST MENTOR, School #29; MCBA's Lawyers for Learning Program

BAR ASSOCIATION/PROFESSIONAL ORGANIZATIONS/COMMITTEES:

**Monroe County Bar Association*

- Past Secretary/Board of Trustees Member
- Past Chair, Criminal Justice Section
- Council Member (current), Family/Matrimonial Section
- Current Chair, Awards Committee
- Member (current), Access to Justice Committee
- Member (current), Solo/Small Committee
- Member (current), Diversity Committee
- Past Secretary, Lawyers for Learning Committee

**New York State Bar Association*

- Mandated Representation Committee
 - Assigned Counsel Sub-committee
 - Family Court Sub-Committee

**Chief Defender's Association of New York*

- President-Elect/Board of Trustees
- Chair, Family Court Committee
- Legislative Committee
- Membership Committee
- Assigned Counsel Committee

**Other Committees:*

- Court Improvement Project Committee
 - Race Equity Sub-committee
- Domestic Violence/Intensive Domestic Violence Committee
- Family Court Planning Committee
- Family Treatment Court Committee
- National Adoption Day Committee
- Family Court Custody Part Operations Committee
- Criminal Case Diversion Implementation Project Committee
- Veterans Court Committee
- Human Trafficking Court Committee
- Office of Indigent Legal Services Criminal Defense Advisory Committee
- Seventh Judicial District Chiefs Committee
- Seventh Judicial District Assigned Counsel Administrators Committee
- Monroe County Policy Equity Academy Grant Committee

POWER

30

Law

MARK FUNK

MONROE COUNTY CONFLICT DEFENDER
MONROE COUNTY CONFLICT DEFENDER'S OFFICE



Years in current role: 4

What do you enjoy most about your role?

I get to help a lot of people. The Conflict Defender's Office, and the attorneys of the Assigned Counsel Program, represent thousands of clients in criminal, Family Court and appellate matters each year. We represent the most vulnerable populations in our society during the worst times in their lives. I am filled with pride every time one of our attorneys helps a client get their children returned to them, gets evidence suppressed or overturns a conviction on appeal.

What do you see as the biggest changes in the legal industry in the next 3-5 years?

It is an interesting and exciting time to be a criminal defense attorney! Recent legislation amending New York's system of bail, criminal discovery procedures and the age of criminal responsibility have fundamentally altered defense representation. An additional piece of legislation, requiring New York State to fulfill its constitutional obligation to provide quality representation to indigent defendants, will have an even more profound effect. Numerous initiatives will be implemented over the next few years to ensure that our most vulnerable populations are receiving quality representation.

LEGAL EXCELLENCE AWARDS

ROCHESTER BUSINESS JOURNAL WEST TOWN SQUARE, NY 14620 THE DAILY RECORD

LEADERS IN LAW

MARK FUNK

Conflict Defender

Monroe County Conflict Defender's Office

Over the last 18 months as the world has been upended, many businesses have depended on a handful of people to ensure things run as smoothly as possible.

For the local legal community, Monroe County Conflict Defender Mark Funk is one of those people, 'a beacon for the legal community' as Jeanne Colombo of Colombo Law Firm says in her nomination letter.

"Mark made sure that the legal community received every executive order, judicial order and information to keep our practices functional," Colombo says. "He took the time to send out all necessary information, and did it consistently."

She notes that he kept lawyers abreast of what was allowed in the Hall of Justice and Federal Building for clients' sake, "an incredible amount of work."

"He took that extra step each time, often letting the lawyers know what was going on before any other group," she remembers. "He would even send case law and statutory changes, just to make us better attorneys."

Funk notes that the county defense bar has a group mentality, sharing information and mentoring each other.

"(It's) one of the best parts of my current position," he notes.

That desire to be a mentor led to his involvement in the region's mock trial program.

"I have been involved with this program as a coach and a judge for the past 25 years," he says, noting that some of the stu-



dents have gone on to be practicing attorneys. "Teaching kids about our court system and trial practice is both rewarding and enjoyable."