

WARREN COUNTY BOARD OF SUPERVISORS

COMMITTEE: CRIMINAL JUSTICE

DATE: November 25, 2013

COMMITTEE MEMBERS PRESENT:

SUPERVISORS KENNY
STRAINER
MONROE
DICKINSON
VANSELOW
MASON

OTHERS PRESENT:

ROBERT IUSI, DIRECTOR OF PROBATION
KEVIN B. GERAGHTY, CHAIRMAN OF THE BOARD
PAUL DUSEK, COUNTY ADMINISTRATOR
MARTIN AUFFREDOU, COUNTY ATTORNEY
JOAN SADY, CLERK OF THE BOARD
SUPERVISORS CONOVER
FRASIER
MONTESI
TAYLOR
WOOD
FRANK E. THOMAS, BUDGET OFFICER
AMY CLUTE, SELF INSURANCE ADMINISTRATOR
CHARLES WALLACE, ADMINISTRATOR OF FIRE PREVENTION & BUILDING
CODE ENFORCEMENT
DON LEHMAN, *THE POST STAR*
SAMANTHA HOGAN, LEGISLATIVE OFFICE SPECIALIST

COMMITTEE MEMBER ABSENT:

SUPERVISOR BENTLEY

In the absence of Committee Chairman Bentley, Committee Vice-Chairman Kenny called the meeting of the Criminal Justice Committee to order at 9:30 a.m.

Motion was made by Mr. Strainer, seconded by Mr. Monroe, and carried unanimously to approve the minutes from the previous Committee meeting, subject to correction by the Clerk of the Board.

Privilege of the floor was extended to Robert Iusi, Director of the Probation Department, who distributed copies of the agenda to the Committee members; *a copy of the agenda is on file with the minutes.*

Commencing the Agenda Review, Mr. Iusi presented a request to enter into a new contract with KMG Monitoring Service for the electronic monitoring of adult offenders. He explained that at present, they operated a release under supervision program; he added that under the program a County Judge released offenders under the supervision of the Probation Department with either reduced or no bail paid and in addition, they would have to report to probation on a regular basis, while adhering to any other conditions set forth by the Judge (e.g. Alcohol Treatment). He added that this program saved money by releasing offenders from County Jail. Mr. Iusi explained that electronic monitoring would allow them to increase the number of individuals being released, while providing safety to the community. He continued that after discussions with Sheriff York; Kate Hogan, District Attorney; Judge Hall; Paul Dusek, County Administrator, and the Budget Team they had decided to include \$10,000.00 in the 2014 Budget for this contract.

Mr. Kenny inquired if it was possible to have the person under the supervision reimburse the County and Mr. Iusi replied in the negative, but stated that they could look into possible reimbursement scenarios. He added that the people targeted for this program would be individuals that are receiving treatment while in jail, such as cancer treatment, or who would be in the hospital for a significant amount of time. He said that once the program was up and running, he felt it could be used as a sanction for drug court, where an individual could be monitored instead of incarcerated.

Mr. Strainer questioned whether the District Attorney, as part of a plea deal, could make these individuals pay for a portion of the program rather than going to jail. Mr. Iusi responded that he

was not sure that it could be used as part of a plea deal prior to sentencing. He added that he was not sure this was an option Ms. Hogan would consider, but said he would inquire as to her feelings on the matter.

Mr. Iusi further advised that he would reevaluate the program after a few months, to confirm that it was saving money. Mr. Kenny then inquired as to the daily cost of housing an inmate and Mr. Iusi responded that he thought it was in the range of \$85 to \$100.

Motion was made by Mr. Strainer, seconded by Mr. Monroe and carried unanimously to approve the request to enter into a new contract with KMG Monitoring Service, as outlined above. *A copy of the resolution request form is on file with the minutes and the necessary resolution was authorized for the December 20, 2013 Board meeting.*

Moving on to Topics for Discussion, Mr. Iusi described an incident that had occurred in the Probation Office, where an individual that was not happy with his current situation had broken a chair in the empty waiting room on his way out. He was then brought to the Sheriff's Office where he was later subsequently arrested. For this reason, Mr. Iusi stated that the Probation Department was currently working with Needham Risk Management regarding Policies and Procedures for Office Safety and Training for Home Visits. He said his hope was to have a comprehensive plan developed for presentation to the Committee sometime in the following year.

Mr. Iusi requested an executive session in order to discuss the employment history of a particular individual. Motion was made by Mr. Monroe, seconded by Mr. Strainer, and carried unanimously to enter into executive session pursuant to Section 105(f) of the Public Officers Law.

Executive session was declared from 9:45 a.m. to 9:57 a.m.

Upon reconvening, Mr. Kenny announced that no action was taken during executive session.

Martin Auffredou, County Attorney, explained that during executive session they had discussed pending litigation brought forth by a former employee of the Probation Department. He stated that in the matter of Bruhns vs. Warren County, the Committee would like to resolve the matter, offering a settlement of \$8,244.79 comprised of \$5,405 in sick leave and \$2,839.79 in salary. Mr. Auffredou then requested a resolution to settle the pending lawsuit.

Motion was made by Mr. Strainer, seconded by Mr. Monroe and carried unanimously to approve the request as outlined above. *A copy of the resolution request form is on file with the minutes and the necessary resolution was authorized for the December 20, 2013 Board meeting.*

Concluding the agenda review, , Mr. Iusi thanked Mr. Strainer and Mr. Mason for their service to the Committee, stating that they had always been helpful and willing to listen.

There being no further business to come before the Criminal Justice Committee, on motion made by Mr. Strainer and seconded by Mr. Dickinson, Mr. Kenny adjourned the meeting at 10:00 a.m.

Respectfully submitted,
Samantha Hogan, Legislative Office Specialist