

LEGAL COMMITTEE

October 21, 2009

PRESENT:

Douglas McGivney, Chairman
Lawrence Andrews
William Hughes Jr.
Philip Williams
John Musall
James Keegan

ABSENT:

Elizabeth Young-notified
Reginald Crowley-notified
Thomas Dias, notified

ALSO PRESENT:

Gail DiCosmo, Clerk
Arlene Levinson
Sheriff Harrison
Michael Benvenuto
Sean Lally
Dennis McEvoy
Gene Keeler
Barrett Mack

PRESS: 1

Chairman McGivney called the meeting to order at 6:00 pm.

Probation : M. Benvenuto

Submitted Year-to-Date basic statistics for the Probation Department for 2009. Chair McGivney stated to M. Benvenuto it shows you have a handle on it and it was a very good report generated from the new software.

Discussion regarding the upcoming 3rd annual Sex Offender Halloween Home Visit program. M. Benvenuto informed the committee each year they learn something new. With this program, they are not to have any candy, porch lights on, or be in costumes.

Discussion regarding the upcoming availability of in-county sex offender ATSA certified sex offender treatment and polygraph testing for Level 2 and 3 Sex Offenders. M. Benvenuto informed the committee that they haven't had this in years, but now they will have an office in Hudson for treatment and polygraph testing for Level 2 and 3 Sex Offenders.

Public Defender: A. Levinson

Distribution of September 2009 monthly report and reviewed, motion by W. Hughes, Jr., seconded by P. Williams, carried.

Resolution Request: Returning employee to the position of Assistant Public Defender III, effective July 15, 2009 at a annual salary of \$42,377.00, motion by W. Hughes, Jr., seconded by J. Musall, carried. Refer to Finance.

Conference: Winning Criminal Defense Strategies on October 23, 2009 in Poughkeepsie, \$55.00 per member with nine (9) employees attending, motion by W. Hughes, Jr., seconded by J. Musall, carried.

Sheriff's Department: Sheriff Harrison

Resolution Request Authorization to fill One (1) Full-time Corrections Officer, annual salary of \$30,548.00 due to probationary Corrections Officer leaving, motion by J. Keegan, seconded by W. Hughes, Jr., carried. Refer to Finance.

.2 Expenditure – One (1) Chevrolet Impala, \$17,374.87, motion by J. Musall, seconded by W. Hughes, Jr., carried.

.2 Expenditure – Four (4) Motorola EX560XLS Portable radios, \$3,314.32, motion by J. Keegan, seconded by W. Hughes, Jr., carried.

Conference Safeguarding Reproductive Clinics & Providers, at NYS Police Academy, on October 28, 2009, 6 attending at no cost to County. Motion by W. Hughes, Jr., seconded by L. Andrews, carried.

Conference, Tracking Course, October 26-30, 2009, NYS Corrections Academy, total cost \$500.00, motion by W. Hughes, Jr., seconded by J. Musall, carried.

Conference, NYSPIN Advisory Comm. Meeting, November 12-13, 2009, Holiday Inn – Colonie, total cost \$200.00, motion by W. Hughes, Jr., seconded by J. Musall, carried.

Opening of new account for Pistol Permits at Kinderhook Bank, it is a live scan, etc. this is an account in which the State can swipe and access for cost of background checks etc.

Overtime Reports: Law Enforcement Division 295 Last 2 Pay periods, Year to date: 2,407.25

Out of County Inmate Report: Billed for September \$42,675.00, Year to Date \$405,081.80;
\$38,326.80 over last year at this time.

American Alternative Fuel, LLC – HyBrids: Sheriff Harrison sent a letter stating Columbia County is interested in working with American Alternative Fuel, LLC to submit a grant request to the NYS Energy Research & Development Authority to provide Columbia County and the other interested Sheriff's from across NYS at a no cost conversion opportunity to existing fleets to bi-fuel gasoline and liquid propane.

Conflict Defender: G. Keeler & District Attorney: B. Cozzolino
Will have their monthly report at the next meeting.

Alternate Conflict Defender: S. Lally

Presently, S. Lally has 54 open files. They include family court, county court, and local criminal court, those that have been transferred from the local criminal court to the Integrated Domestic Violence court. Of these 54 cases, 48 of them are family court cases. The other nine are criminal cases in county court and local criminal courts and IDV courts. S. Lally has 45 closed cases.

Second Alternate Conflict Defender: D. McEvoy

Closed Cases: 35

Open Cases: 51

Total Cases Year to Date: 86

Chairman McGivney is going to send a memo to clarify what is exactly expected from these Dept. heads.

With no other business a motion to adjourn at 6:40 PM by w. Hughes, Jr., seconded by P. Williams, motion carried.