

The Legislature of Rockland County



JAY HOOD, JR.
Legislator – District 3

Chair, Public Safety Committee

AGENDA
PUBLIC SAFETY COMMITTEE
TUESDAY, JANUARY 8, 2013
5:00 PM

ROLL CALL

PLEDGE OF ALLEGIANCE

ADOPTION OF MINUTES, MEETING OF DECEMBER 12, 2012

1. REF. #8455 - INSTITUTING THE ROCKLAND COUNTY FIREARMS CABLE LOCK SAFETY PROGRAM TO PROVIDE FREE FIREARMS CABLE LOCKS TO COUNTY RESIDENTS
(HON. ILAN S. SCHOENBERGER, LEGISLATURE)
2. REF. #7424 - URGING THE NEW YORK STATE LEGISLATURE TO INTRODUCE AND PASS BILLS AMENDING PENAL LAW SECTION 400 IN RELATION TO THE CONFIDENTIALITY OF INFORMATION CONTAINED IN AN APPLICATION FOR A PISTOL LICENSE
(HONS. FRANK P. SPARACO, ILAN S. SCHOENBERGER, ARON WIEDER, CHRISTOPHER CAREY, TONEY EARL, JAY HOOD, JR., LEGISLATURE)
3. REF. #7424 - CONDEMNING THE JOURNAL NEWS FOR EXERCISING POOR JUDGMENT IN ITS DECISION TO CREATE AN INTERACTIVE WEBSITE MAKING THE NAMES AND ADDRESSES OF ALL LAWFUL PISTOL PERMIT HOLDERS IN IN ROCKLAND AND WESTCHESTER COUNTIES READILY AVAILABLE TO MEMBERS OF THE PUBLIC AND DEMANDING THE REMOVAL OF THE WEBSITE
(HONS. FRANK P. SPARACO, ARON WIEDER, CHRISTOPHER CAREY, TONEY EARL, JAY HOOD, JR., LEGISLATURE)
4. REF. #5327 - APPROVING AMENDMENT AND EXTENSION TO AGREEMENT IN EXCESS OF \$100,000 WITH STEVEN HEUBECK IN THE ADDITIONAL AMOUNT OF \$8,759, FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$151,800 FOR IN-SERVICE AND SPECIALIZED TRAINING COORDINATOR AT THE ROCKLAND COUNTY POLICE & PUBLIC SAFETY ACADEMY UNDER RFP-RC-2010-23 FOR THE PERIOD FROM NOVEMBER 16, 2012 THROUGH DECEMBER 31, 2012 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE (SHERIFF'S DEPARTMENT) (\$151,800)
(LOUIS FALCO, SHERIFF)

5. REF. #5327 - APPROPRIATION OF FEDERAL FORFEITURE FUNDS REQUESTED BY THE OFFICE OF THE SHERIFF TO PROVIDE FUNDING TO THE PIERMONT POLICE DEPARTMENT SO THAT THEY CAN PURCHASE A NEW POLICE ATHLETIC LEAGUE VAN (OFFICE OF THE SHERIFF) (\$25,000)
(LOUIS FALCO, SHERIFF)
6. REF. #9181 - APPROVING ACCEPTANCE OF GRANT IN THE AMOUNT OF \$1,400 (NCTD) FROM THE NYS GOVERNOR'S TRAFFIC SAFETY COMMITTEE FOR THE "BUCKLE UP NEW YORK!" CAMPAIGN PROGRAM FOR THE PERIOD OCTOBER 1, 2012 THROUGH SEPTEMBER 30, 2013 AND AUTHORIZING THE EXECUTION OF ALL NECESSARY GRANT DOCUMENTS BY THE COUNTY EXECUTIVE (SHERIFF'S DEPARTMENT) (\$1,400)
(LOUIS FALCO, SHERIFF)
7. REF. #9181 - APPROVING ACCEPTANCE OF GRANT IN THE AMOUNT OF \$4,200 (NCTD) FROM THE NYS GOVERNOR'S TRAFFIC SAFETY COMMITTEE SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (STEP) THAT WILL BE USED TO HELP COVER OVERTIME COSTS RELATED TO AGGRESSIVE DRIVING AND SPEEDING FOR THE PERIOD OCTOBER 1, 2012 THROUGH SEPTEMBER 30, 2013 AND AUTHORIZING THE EXECUTION OF ALL NECESSARY GRANT DOCUMENTS BY THE COUNTY EXECUTIVE (SHERIFF'S DEPARTMENT) (\$4,200)
(LOUIS FALCO, SHERIFF)
8. REF. #4249 - ACCEPTANCE OF A 2012 FEDERAL BULLETPROOF VEST PARTNERSHIP (BVP) PROGRAM GRANT FROM THE U.S. DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE IN THE AMOUNT OF \$6,261 (NCTD) WITH A NEW YORK STATE MATCH OF \$6,261 (NCTD) MAKING TOTAL THAT NEEDS TO BE APPROPRIATED \$12,522 (NCTD), FOR THE PURCHASE OF BULLET-RESISTANT BODY ARMOR THROUGH THE PERIOD ENDING AUGUST 31, 2014 AND AUTHORIZING EXECUTION OF ALL NECESSARY GRANT DOCUMENTS BY THE COUNTY EXECUTIVE (SHERIFF'S DEPARTMENT) (\$12,522)
(LOUIS FALCO, SHERIFF)
9. REF. #6704 - APPROPRIATION OF FEDERAL FORFEITURE FUNDS REQUESTED BY THE OFFICE OF THE DISTRICT ATTORNEY TO PURCHASE EQUIPMENT FOR THE SHERIFF'S R.E.A.C.T. UNIT (OFFICE OF THE DISTRICT ATTORNEY) (\$20,000)
(THOMAS ZUGIBE, DISTRICT ATTORNEY)
10. REF. #6704 - DISCUSSION ITEM: INFORMATION AND ISSUES REGARDING THE SALE OF GUNS
(HONS. ANEY PAUL, CHAIR HARRIET CORNELL, LEGISLATURE)

"The Rockland County Legislature is committed to full compliance with the Americans with Disabilities Act. To that end, the Legislature is committed to creating an accessible environment for all. To request accommodations that you may require, please call Damaris Alvarez at 845-638-5248 (845-708-7899 for TTY/TDD). Please request these accommodations three (3) days in advance so that we can seek to meet your needs."

DRAFT

Introduced by:
Hon. Ilan S. Schoenberger, Sponsor

Referral No.
2013

**RESOLUTION NO. OF 2013
INSTITUTING THE ROCKLAND COUNTY FIREARMS
CABLE LOCK SAFETY PROGRAM TO PROVIDE FREE
FIREARMS CABLE LOCKS TO COUNTY RESIDENTS**

WHEREAS, handguns that are stored in a home, even under lock and key, can sometimes be accessed by children or others for whose use they were not intended; and

WHEREAS, firearms cable locks may prevent accidental death or injury created by handguns; and

WHEREAS, to that end, the Rockland County Legislature created in 2000 the Rockland County Trigger Lock Safety Program, which made trigger locks for handguns available on a voluntary basis to Rockland County residents in order to prevent the unwanted use of the handgun and thereby prevent injury or death to third parties; and

WHEREAS, the Sheriff's Office has confirmed that they currently have available a quantity of firearms cable locks, a device that prevents live ammunition from loading into a firearm by blocking the chamber. Upon proof of residence, they are to be provided for free on a first-come-first-serve basis to residents of Rockland County; and

WHEREAS, the _____ Committee has met, considered and by a _____ vote approved this resolution; now therefore be it

RESOLVED, the Rockland County Legislature hereby institutes the Rockland County Firearms Cable Lock Safety Program, which shall provide free firearms cable locks in the following manner:

- 1) the Sheriff's Office, which has a quantity of firearms cable locks immediately available, shall be provided for free on a first-come-first-serve basis, with a maximum of four per household to Rockland County residents;
- 2) individuals shall be required to provide proof of residence.

ELY/cs
LG3182
12/31/12; 1/2/13 cs

DRAFT

Introduced by:

Hon. Frank P. Sparaco, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Aron Wieder, Sponsor
Hon. Christopher Carey, Sponsor
Hon. Toney Earl, Sponsor
Hon. Jay Hood, Jr., Sponsor

Referral No.
, 2013

RESOLUTION NO. OF 2013
URGING THE NEW YORK STATE LEGISLATURE TO INTRODUCE
AND PASS BILLS AMENDING PENAL LAW SECTION 400 IN
RELATION TO THE CONFIDENTIALITY OF INFORMATION
CONTAINED IN AN APPLICATION FOR A PISTOL LICENSE

WHEREAS, New York State Penal Law § 400 contains all the provisions relating to licenses to carry, possess, repair and dispose of firearms; and

WHEREAS, in 1994 the New York State Legislature amended Penal Code § 400(5), *Filing of approved applications*, to include the sentence "the name and address of any person to whom any application for any license has been granted shall be a public record; and

WHEREAS, that amendment made it possible for individuals to make a Freedom Of Information Law (FOIL) request through the New York State Police for the entire data base of pistol or revolver permit holders in the state; and

WHEREAS, a new abuse of the public access to the pistol or revolver permit registry now exists due to the creation of web sites on the Internet that contain the names and addresses of every person in the state of New York who hold a permit for a pistol or revolver; and

WHEREAS, having this information available online and readily accessible to anyone creates serious safety issues not only for the permit holders and their family members but also for individuals who do not have guns in their homes; and

WHEREAS, criminals now have or can access a literal road map of the homes that have guns and those that do not. This can be easily utilized to target homes to steal the weapon from the person's address that is listed on the permit. Not only does this possibly put guns in the hands of dangerous individuals, but it also creates the chance of the permit holder or a family member being harmed during an attempted robbery; and

WHEREAS, having this list also tells criminals which homes are not protected by individuals possessing a legal gun permit. Once again, this is a road map for individuals who want to break into a home to commit a burglary, robbery, assault, rape or other heinous crime without having to worry that their intended victim has a gun to thwart the attack; and

WHEREAS, this information in the wrong hands creates a risk to not only the permit holders and their families but also to their neighbors and the rest of society. The threat of guns being stolen or individuals being harmed due to public access to this list is too menacing to allow this to continue; and

WHEREAS, then-Assemblyman Greg Ball introduced legislation in 2009, with companion legislation in the Senate, to prohibit the public disclosure of information in an application for a pistol license with exceptions for prosecutors and police conducting an active investigation, but the bills failed to go anywhere; and

WHEREAS, now-Senator Greg Ball intends to immediately introduce the same legislation in the New York State Senate which will protect lawful gun owners from being targeted by thieves for firearm burglaries; and

WHEREAS, the _____ Committee has met, considered and by a _____ vote, approved this resolution; now therefore be it

RESOLVED, that the Rockland County Legislature hereby strongly urges the New York State Legislature to pass Senator Ball's Senate bill to amend Penal Law § 400 in relation to the confidentiality of information contained in an application for a pistol license, urges the Assembly to introduce and pass similar legislation, and urges the governor to sign such legislation; and

RESOLVED, that the Clerk to the Legislature be and he is hereby authorized and directed to send a copy of this resolution to Andrew M. Cuomo, Governor of the State of New York; Hon. David Carlucci, Hon. William J. Larkin, Jr., New York State Senators, Hon. Kenneth P. Zebrowski, Jr., Hon. Ellen C. Jaffee, Hon. James G. Skoufis, and Ann G. Rabbitt, Members of the New York State Assembly; the President Pro Tem of the New York State Senate; the Speaker of the New York State Assembly; the Majority and Minority Leaders of the New York State Senate and Assembly; and to such other persons as the Clerk, in his discretion, may deem proper in order to effectuate the purpose of this resolution.

LG3180
ELY
12/31/12
1/2/13

DRAFT

Introduced by:

Hon. Frank P. Sparaco, Sponsor
Hon. Jay, Hood, Jr., Sponsor
Hon. Aron Wieder, Sponsor
Hon. Toney Earl, Sponsor
Hon. Christopher Carey, Sponsor

Referral No.
, 2013

RESOLUTION NO. OF 2013
CONDEMNING THE JOURNAL NEWS FOR EXERCISING POOR JUDGMENT
IN ITS DECISION TO CREATE AN INTERACTIVE WEBSITE MAKING THE
NAMES AND ADDRESSES OF ALL LAWFUL PISTOL PERMIT HOLDERS IN
ROCKLAND AND WESTCHESTER COUNTIES READILY AVAILABLE TO
MEMBERS OF THE PUBLIC AND DEMANDING THE REMOVAL OF THE
WEBSITE

WHEREAS, The Journal News obtained through FOIL requests the names and addresses of all legal holders of pistol permits in Rockland and Westchester Counties. They then created and posted an interactive map on their website where anyone can simply roll their cursor over a dot on the map to discover the name and address of a lawful permit holder. This demonstrated poor judgment on the part of the paper's decision-makers and potentially put the citizens of Rockland and Westchester Counties at increased risk of physical harm; and

WHEREAS, having this information available online and readily accessible to anyone creates serious safety issues not only for the permit holders and their family members but also for individuals who do not have guns in their homes; and

WHEREAS, criminals now have or can access a literal road map of the homes that have guns and those that do not. This can be easily utilized to target homes to steal the weapon from the person's address that is listed on the permit. Not only does this possibly put guns in the hands of dangerous individuals, but it also creates the chance of the permit holder or a family member being harmed during an attempted robbery; and

WHEREAS, having this list also tells criminals which homes are not protected by individuals possessing a legal gun permit. Once again, this is a road map for individuals who want to break into a home to commit a burglary, robbery, assault, rape or other heinous crime without having to worry that their intended victim has a handgun to thwart the attack; and

WHEREAS, this information in the wrong hands creates a risk to not only the permit holders and their families but also to their neighbors and the rest of society. The threat of guns being stolen or individuals being harmed due to public access to this list is too menacing to allow this to continue; and

WHEREAS, the _____ Committee has met, considered and by a _____ vote, approved this resolution; now therefore be it

RESOLVED, that the Rockland County Legislature hereby condemns the Journal News for exercising poor judgment in its decision to create an interactive website making the names and addresses of all lawful pistol permit holders in Rockland and Westchester counties readily available to members of the public and demands the removal of the website; and

RESOLVED, that the Clerk to the Legislature be and he is hereby authorized and directed to send a copy of this resolution to following personnel from the Journal News: Janet Hasson, President/Publisher; CynDee Royle, Editor and Vice President, News; George Troyano, Vice President, Sales; Michelle Zern, Vice President, Marketing; Elaine Kirsch, Circulation Operations Director; and to such other persons as the Clerk, in his discretion, may deem proper in order to effectuate the purpose of this resolution.

LG3181
ELY
12/31/12

DRAFT

WHEREAS, The Sheriff recommends that the County enter into an amendment and extension to the agreement with Steven Heubeck, 185 Old Kings Highway North, Darien, CT 06820, for the period from November 16, 2012 through December 31, 2012, in an additional amount of \$8,759, for a total contract sum not to exceed \$151,800 for In-Service and Specialized Training Coordinator at the Rockland County Police and Public Safety Academy; and

WHEREAS, Sufficient funding for this agreement exists within the 2012 budget of the Sheriff's Department 3120-E4090; and

WHEREAS, Local Law No. 18 of 1996 provides for the Legislature to approve "execution of all contracts in excess of \$100,000 entered into by the County," and

WHEREAS, The Committees of the Legislature have met, considered and unanimously approved this resolution, now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves the amendment and extension to the agreement, in excess of \$100,000 Steven Heubeck, 185 Old Kings Highway North, Darien, CT 06820, for the period from November 16, 2012 through December 31, 2012, in an additional amount of \$8,759, for a total contract sum not to exceed \$151,800, for In-Service Specialized Training Coordinator at the Rockland County Police and Public Safety Academy, and authorizes its execution by the County Executive, subject to the approval of the County Attorney, and be it further

RESOLVED, That sufficient funding for this agreement exists in the 2012 Budget of the Sheriff's Department 3120-E4090.

MB:mf
2012-04315
12-4-12
rev. 12-12-12

DRAFT

GENERAL FUND - 2013

Increase Approp. Acct. (Credit):

A-SHF-3108-FS01-E4500 Forfeiture Funds - Services 25,000

Increase Approp. Fund Bal. (Debit):

A-UNC-9990-R5990 (Designated for Law Enforcement - Federal Proceeds) 25,000

MB:mf
2012-04782
12-13-12

RESOLVED, That the Legislature of the County of Rockland hereby approves the acceptance of an \$1,400 "BUCKLE UP NEW YORK!" campaign program grant from the New York State Governor's Traffic Safety Committee for the Sheriff's Department to help cover overtime costs related to enforcing seat belt usage in an effort to reduce serious injury or death from traffic crashes for the period October 1, 2012 through September 30, 2013, and authorizes execution by the County Executive of all necessary grant documents, subject to the approval of the County Attorney; and be it further

RESOLVED, That the Commissioner of Finance is hereby authorized to increase the following accounts in the amounts indicated:

GENERAL FUND - 2013

Increase Approp. Acct. (Credit):

A-SHF-3112-E1110	Overtime	1,400
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Increase Est. Rev. Acct. (Debit):

A-SHF-3112-R3380	Public Safety Grant(s)	1,400
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MB:lo
2012-04458
11/20/12

RESOLVED, That the Legislature of the County of Rockland hereby approves the acceptance of a \$4,200 Selective Traffic Enforcement Program (STEP) grant from the New York State Governor's Traffic Safety Committee to help cover overtime costs related to reducing aggressive driving and speeding for the period October 1, 2012 through September 30, 2013, and authorizes execution by the County Executive of all necessary grant documents, subject to the approval of the County Attorney; and be it further

RESOLVED, That the Commissioner of Finance is hereby authorized to increase the following accounts in the amounts indicated:

GENERAL FUND - 2013

Increase Approp. Acct. (Credit):

A-SHF-3112-E1110	Overtime	4,200
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Increase Est. Rev. Acct. (Debit):

A-SHF-3112-R3380	Public Safety Grant(s)	4,200
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MB:lo
2012-04457
11/20/12
12/10/12rev.

RESOLVED, That the Legislature of Rockland County hereby approves the acceptance of a 2012 federal Bulletproof Vest Partnership (BVP) Program grant from the United States Department of Justice, Bureau of Justice Assistance in the amount of \$6,261 (with a New York State match of \$6,261, making total that needs to be appropriated \$12,522) so that the Sheriff's Department can purchase bullet-resistant body armor through the period ending August 31, 2014, and authorizing execution of all necessary grant documents by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That the Commissioner of Finance is hereby authorized to increase the following accounts in the amounts indicated:

GENERAL FUND - 2013

Increase Approp. Acct. (Credit):

A -SHF -3112 -GS33 -E5060	Program Costs	12,522
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Increase Est. Rev. Acct (Debit):

A -SHF -3112 -GS33 -R3389	State Aid - Public Safety	6,261
-R4380	Public Safety Grant(s)	6,261

MB:lo
2012-04456
11/20/12

(25)
(20)
(15)
(10)
(5)

DRAFT

GENERAL FUND - 2013

Increase Approp. Acct. (Credit):

A-SHF-3108-FS01-E2500 Forfeiture Funds - Equipment 20,000

Increase Approp. Fund Bal. (Debit):

A-UNC-9990-R5990 (Designated for Law Enforcement - Federal Proceeds) 20,000

MB:mf
2012-04559
12-3-12