



Law Enforcement Agency Accreditation Council

125th Law Enforcement Agency Accreditation Council Meeting

December 3, 2020

New York State Division of Criminal Justice Services
80 South Swan Street, Albany, New York 12210

www.criminaljustice.ny.gov



Law Enforcement Agency Accreditation Council

Meeting 125
December 3, 2020
10:00 am

New York State Division of Criminal Justice Services

AGENDA

- | | |
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| 1. Call to Order, Pledge of Allegiance | <i>Executive Deputy Commissioner Michael Green</i> |
| 2. Roll Call | <i>Accreditation Unit Staff</i> |
| 3. Introductions | <i>Executive Deputy Commissioner Michael Green</i> |

ACTION ITEMS

- | | |
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| 4. Ratify September 2020 Meeting Action Items | <i>Executive Deputy Commissioner Michael Green</i> |
| 1. Approval of Application for Reaccreditation | |
| i. Utica City Police Department | |
| 2. Approval of Annual Compliance Survey | |
| i. Manlius Town Police Department | |
| 5. Approval of September 2020 Meeting Minutes | <i>Executive Deputy Commissioner Michael Green</i> |
| 6. Approval of Applications for Reaccreditation | <i>Executive Deputy Commissioner Michael Green</i> |
| 1. Bethlehem Town Police Department | |
| 2. Endicott Village Police Department | |
| 3. Genesee County Sheriff's Office | |
| 4. Haverstraw Village Police Department | |
| 5. Kingston City Police Department | |
| 6. North Castle Town Police Department | |
| 7. Old Westbury Village Police Department | |
| 8. Orange County Sheriff's Office | |

- 9. Rye Brook Village Police Department
- 10. Suffolk County Police Department
- 11. SUNY Stony Brook University Police Department
- 12. Troy City Police Department
- 13. Yates County Sheriff's Office

7. Approval of Annual Compliance Surveys

Accreditation Unit Staff

Albany City Police Department, Brockport Village Police Department, Canton Village Police Department, Cattaraugus County Sheriff's Office, Chenango County Sheriff's Office, Colonie Town Police Department, Cortland City Police Department, East Greenbush Town Police Department, Elmira City Police Department, Evans Town Police Department, Fairport Village Police Department, Geddes Town Police Department, Gloversville City Police Department, Harriman Village Police Department, Irondequoit Town Police Department, Livingston County Sheriff's Office, Middletown City Police Department, Montgomery County Sheriff's Office, North Greenbush Town Police Department, Oneida County Sheriff's Office, Oneonta City Police Department, Rome City Police Department, Rotterdam Town Police Department, Saratoga County Sheriff's Office, Saugerties Town Police Department, Suffern Village Police Department, SUNY Police Binghamton, SUNY Police Brockport, SUNY Police Buffalo, Syracuse City Police Department, Tonawanda City Police Department, Ulster County Sheriff's Office, Vestal Town Police Department, Watertown City Police Department, Wayne County Sheriff's Office, Westchester County Department of Public Safety

8. Approval of Standard 41.3 revision

Executive Deputy Commissioner Michael Green

- 1. Standard 41.3 – Authorized Apparel, Equipment and Identification

9. Approval of Standard 8.5 revision

Executive Deputy Commissioner Michael Green

- 1. Standard 8.5 – Records Retention

10. Approval of New Assessors

Accreditation Unit Staff

- 1. Chief Timothy M. Ashley II – SUNY Potsdam University Police Department
- 2. Captain (ret.) Gregory T. Schuey – SUNY Geneseo University Police Department

11. Acceptance of 2021 Meeting Dates

Accreditation Unit Staff

- 1. March 4, 2021
- 2. June 3, 2021
- 3. September 2, 2021
- 4. December 2, 2021

INFORMATIONAL ITEMS

12. Program Updates

Accreditation Unit Staff

1. Council Member Appointments
2. Remote Delivery of Program Manager and Assessor Trainings
3. Remote Assessments
4. Status of 2nd Quarter Extensions

NEW BUSINESS

MOTION TO ADJOURN



Law Enforcement Agency Accreditation Council

**Minutes of the 124th Meeting held on September 3, 2020
Alfred E. Smith Office Building, Room 118
80 South Swan Street, Albany, NY 12210**

1. Call to Order, Pledge of Allegiance

Division of Criminal Justice Services, Office of Public Safety Deputy Commissioner Michael Wood called the 124th meeting of the council to order at 10:00 a.m. on September 3rd, 2020. After the Pledge of Allegiance, Deputy Commissioner Wood asked for a moment of silence to honor the members of law enforcement and the armed services who have died in the line of duty.

2. Roll Call

COUNCIL MEMBERS PRESENT:

Chief Gregory Austin - Rye Brook Village Police Department

Sergeant Louis Dini – Suffolk County Police Department, PCNY

Sheriff Robert Maciol – Oneida County Sheriff's Office

Mayor Robert Palmieri - City of Utica

Supervisor Edmond Theobald – Town of Manlius

Sheriff Barry Virts – Wayne County Sheriff's Office

Robert E. Worden, Ph.D. – University at Albany

Mr. Richard Wells – Police Conference New York

Superintendent Keith Corlett – New York State Police

COUNCIL MEMBERS ABSENT:

Commissioner James O'Neill - New York City Police Department

3. Introductions

DIVISION OF CRIMINAL JUSTICE SERVICES STAFF

Michael Wood, Deputy Commissioner - Office of Public Safety (OPS)

Johanna Sullivan, Director, OPS

Natasha Harvin-Locklear – Office of Legal Services

Gabriele Marruso - OPS

Ashley Onorati - OPS Accreditation Unit

Kevin Fairchild – OPS Accreditation Unit

Kea Jelliff – OPS Accreditation Unit

Mr. Michael Flaherty, Esq., Office of Legal Services

Mr. Brian Garvey, Esq., Office of Legal Services

REPRESENTATIVES FROM APPLICANT AGENCIES

Beacon City Police Department

*Sergeant Jason Walden

Cornwall Town Police Department

Chief Todd Hazard

Eastchester Town Police Department

Chief Timothy Bonci

*Sergeant Andrew Wade

North Syracuse Town Police Department

Chief William Becker

*Sergeant Jeffrey Tripp

Scarsdale Village Police Department

Chief Andrew Maturro

Captain Edward Murphy

Lieutenant Boris Grgas – Patrol Section Commander

Det. Lieutenant Brendan Kellaher

*Sergeant Dinis Castro

Schenectady City Police Department

Public Safety Commissioner Michael Eidens

Chief Eric Clifford

Assistant Chief Michael Seber

*Lieutenant James Sanders

St. Lawrence County Sheriff's Office

Sheriff Brooks Bigwarfe

Undersheriff Sean O'Brien

*Deputy Leighton Filtrault

Utica City Police Department

Chief Mark Williams

Deputy Chief Ed Noonan

Captain Don Cinque

*Officer Rick Hill

Warren County Sheriff's Office

Sheriff James LaFarr

Waterford Town & Village Police Department

Assistant Public Safety Commissioner Paul McInerney

*Sergeant Michael Dilbone

*Denotes Agency Program Manager in Attendance

ACTION ITEMS

4. Approval of June 2020 Meeting Minutes

Supervisor Theobald made a motion to adopt the minutes of the June 4, 2020 council meeting. Dr. Worden wells seconded the motion.

Motion carried – 9 ayes, 0 nay

5. Approval of Applications for Initial Accreditation

Schenectady City Police Department

Sergeant Dini made a motion to accredit the agency and Sheriff Maciol seconded the motion.

9 ayes, 0 nay

St. Lawrence County Sheriff's Office

Sheriff Maciol made a motion to accredit the agency and Sheriff Virts seconded the motion.

9 ayes, 0 nay

6. Approval of Applications for Reccreditation

Beacon City Police Department

Supervisor Theobald made a motion to reaccredit the agency and Sergeant Dini seconded the motion.

9 ayes, 0 nay

Cornwall Town Police Department

Dr. Worden made a motion to reaccredit the agency and Supervisor Theobald seconded the motion.

9 ayes, 0 nay

Eastchester Town Police Department

Chief Austin made a motion to reaccredit the agency and Sergeant Dini seconded the motion.

9 ayes, 0 nay

North Syracuse Town Police Department

Supervisor Theobald made a motion to reaccredit the agency and Mr. Wells seconded the motion.

9 ayes, 0 nay

Scarsdale Village Police Department

Chief Austin made a motion to reaccredit the agency and Sergeant Dini seconded the motion.

9 ayes, 0 nay

Utica City Police Department

Sheriff Maciol made a motion to reaccredit the agency and Supervisor Theobald seconded the motion. Mayor Palmieri abstained.

8 ayes, 0 nay, 1 abstain

*This is an emergency action and will be ratified at the next council meeting.

Warren County Sheriff's Office

Sheriff Virts made a motion to reaccredit the agency and Sheriff Maciol seconded the motion.

9 ayes, 0 nay

Waterford Town and Village Police Department

Mr. Wells made a motion to reaccredit the agency and Sergeant Dini seconded the motion.

9 ayes, 0 nay

At 11:05 am, Deputy Commissioner Wood announced that there would be a break in the meeting so visitors would have an opportunity to excuse themselves if necessary. The meeting reconvened at 11:10 am.

7. Approval of Annual Compliance Surveys

Bedford Town Police Department, Brighton Town Police Department, Broome County Sheriff's Office, Centre Island Village Police Department, Chautauqua County Sheriff's Office, Columbia County Sheriff's Office, Guilderland Town Police Department, Johnson City Village Police Department, Lancaster Town Police Department, Madison County Sheriff's Office, Manlius Town Police Department, Mount Pleasant Town Police Department, Niagara Falls City Police Department, Ogden Town Police Department, Onondaga County Sheriff's Office, Ossining Village Police Department, Oswego City Police Department, Oswego County Sheriff's Office, Peekskill City Police Department, Rye City Police Department, Seneca Falls Town Police Department, Southampton Town Police Department, Southampton Village Police Department, Suffolk County Sheriff's Office, Tonawanda Town Police Department, Tuckahoe Village Police Department, West Seneca Town Police Department, Yonkers City Police Department, Yorktown Town Police Department.

Sheriff Maciol made a motion to accept the Annual Compliance Surveys received, and Dr. Worden seconded the motion. Supervisor Theobald abstained from voting on Manlius Police Department.

8 ayes, 0 nay, 1 abstain

8. Approval of Extension Request

Gabriele Marruso informed the council that the Bethlehem Police Department was requesting a 3 month extension. In Deputy Chief Heffernan's written request, he acknowledged issues with retirements in the command staff as well as additional issues and challenges due to COVID-19. He requests the extension to give the new command staff the time needed to prepare for the assessment.

Sheriff Maciol made a motion to grant extension to the Bethlehem Police Department and Mr. Wells seconded the motion.

9 ayes, 0 nay

9. Approval of New Standard

Mr. Marruso informed the Council that in response to the recently enacted police reform legislation and Executive Order 203, OPS conducted a thorough review of the accreditation program's current standards. Upon review the standards currently satisfy nearly all newly enacted legislation as well as directives provided in Executive Order 203. However, there is one addition to the standards that OPS recommends that will satisfy the New York Civil Rights Law Article 3 Section 28 which requires law enforcement to provide medical and/or mental health attention to persons in custody. The proposed new standard, "43.8 - Health of Persons in Custody," will be considered a critical standard due to the implications of non-compliance within the legislation as well as the importance of ensuring the safety and well-being of persons in law enforcement custody.

Chief Austin made a motion to accept the new standard and Supervisor Theobald seconded the motion.

9 ayes, 0 nay

10. Revision to Council Policy

Mr. Marruso informed the Council that with the approval of the new standard the reaccreditation section of the council policy has been updated to show that there are now 20 critical standards and a total of 110 standards.

Sheriff Maciol made a motion to accept the revision to the Council Policy and Sergeant Dini seconded the motion.
9 ayes, 0 nay

INFORMATIONAL ITEMS

11. Program Updates

Council Members Appointments:

Mr. Marruso gave the council a brief update on the status of the council members and acknowledged staff is working diligently on obtaining more nominations for seats on the council.

Remote Delivery of Program Manager and Assessor Trainings:

Mr. Marruso updated the Council with the details of the accreditation unit remote trainings. With the Instruction from Chief (ret) Sal Simonetti the two pilot trainings have been extremely successful. The unit will be scheduling additional trainings at a later date.

Remote Assessments:

Mr. Marruso informed the council that the Accreditation Unit has switched over to remove assessments. Members of the agencies as well as the assessors have adapted to these changes while maintaining the integrity of the program.

Status of 2nd Quarter Extensions:

From the 2nd quarter extensions, Eastchester was accredited at the meeting today and the rest of the agencies Haverstraw PD, Old Westbury PD, Rye Brook PD, and Suffolk County PD have been rescheduled for the accreditation at the December meeting.

Removal of reference to Civil Rights Law § 50-a in Standard 25.1:

In light of the repeal of Civil Rights Law § 50-a, OPS proposed language in Standard 25.1 – Internal Affairs. Standard 25.1 sub F. currently states, “Notifying the complainant that the matter is being handled administratively (as per §50-a of the Civil Rights Law)”, however, it was suggested that “(as per §50-a of the Civil Rights Law)” removed as it is no longer relevant. After discussion the council decided to discuss further at a later date due to ongoing lawsuits calling to roll back the repeal of 50-a. Due to this no updates have been made to standard 25.1.

2021 Council Meeting Dates:

March 4th
June 3rd
September 2nd
December 2nd

The proposed dates will be voted upon at December’s council meeting.

NEW BUSINESS

None

MOTION TO ADJOURN

There being no other business, Chief Austin made a motion to adjourn the meeting. Sheriff Maciol seconded the motion, which was passed unanimously. The meeting was adjourned at 11:48 am.

The next meeting of the Law Enforcement Accreditation Council is on December 3rd, 2020 at 10:00 am in Room 118 of the Alfred E. Smith Office building.