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PUBLIC SAFETY COMMITTEE
OF THE
SUFFOLK COUNTY LEGISLATURE

MINUTES

A meeting of the Public Safety Committee of the Suffolk County Legislature was held in the Maxine S. Postal Legislative Auditorium located at the Evans K. Griffing Building, 300 Center Drive, Riverhead, NY, on September 3rd, 2020.

Members Present:

Legislator Tom Donnelly - Chairman
Legislator Bridget Fleming - Vice-Chair
Legislator Kara Hahn
Legislator William Spencer
Legislator Leslie Kennedy
Legislator Susan Berland
Legislator Steven Flotteron
Legislator Rudy Sunderman
Legislator Samuel Gonzalez
Presiding Officer Robert Calarco/Ex-Officio

Also in Attendance:

Legislator Al Krupski - District No. 1
Legislator Anthony Piccirillo - District No. 8
Legislator Jason Richberg - District No. 15
Sarah Simpson - Counsel/Suffolk County Legislature
Lora Gellerstein - Chief of Staff/Presiding Officer's Office
Dan Dubois - Chief Deputy Clerk/Suffolk County Legislature
Craig Freas - Legislative Budget Review Office
Derek Stein - Aide to Presiding Officer Calarco
Liz Alexander - Aide to Legislator Spencer
Nicole Duckham - Director of Intergovernmental Affairs/CE's Office
Allison McCann - County Executive Assistant/CE's Office
Afreen Wright-Deputy Bureau Chief/Suffolk County Attorney's Office
Geraldine Hart - Suffolk County Police Commissioner
James Skopek - 1st Deputy Police Commissioner/SC Police Department
Robert Scharf - Lieutenant/Suffolk County Police Department
Anthony Calandrillo - Lieutenant/Chief of Department's Office
Mike Sharkey - Chief Deputy Sheriff/Suffolk County Sheriff's Office
Doug Sutherland - Deputy Comptroller of Suffolk County

Meeting Taken By:

Alison Mahoney - Court Stenographer

(*The meeting was called or order at 9:38 a.m. *)

CHAIRMAN DONNELLY:

Good morning, everybody, and welcome to this September 3rd meeting of the Legislature's Public Safety Committee. I'd ask you to all please rise for a salute to our flag led by Legislator Susan Berland.

Salutation

Please remain standing for a moment of silence. And we ask for continued prayers for the healing of our nation. We also pray for all First Responders and public safety officers on duty throughout our land.

In particular, as we approach the 19th Anniversary of September 11th, let us remember the 37 Port Authority Police Officers, 23 New York City Police Officers and 343 New York City Firefighters who gave their lives preserving our democracy, and for the many First Responders who have become sick and ill as a result of their service at Ground Zero, many from Suffolk County. And as always, let us remember our brave men and women who are serving in our Armed Forces, both here and abroad.

Moment of Silence Observed

Thank you, all. Be seated.

So, good morning, everybody, and welcome again to this September 3rd meeting of the Suffolk County Legislature's Public Safety Committee. We do have some correspondence this morning that came to myself, as the Chair of Public Safety, as well as the Presiding Officer. The District Attorney's Office is going to be seeking a CN at our next General Meeting. They will be at the General Meeting to discuss it; it's a budget issue, there was a correction in the budget and the funding has to be rolled over into this year. So if there's any questions they can be directed to the Presiding Officer or to myself, but we did receive that correspondence.

So we have a pretty busy agenda this morning. I'm going to ask our Police Commissioner, Geri Hart, to step forward. We had received several inquiries from various Legislators over the past couple of weeks specific to crime data within the Police District of Suffolk County. So through the Presiding Officer's Office, we had requested the Police Commissioner to come forward. I think, if it's okay with the Commissioner, she'll give us an overview for 20 minutes or so on data and then we can allow another half hour to 45 minutes or so for Legislators to ask questions, if that's okay with the Presiding Officer as well. Thank you. Commissioner, The floors is yours.

COMMISSIONER HART:

Great. Good morning, and thank you for the invitation to join you here today. I was invited to share with you our current crime statistics and update you on our department.

1 As you are aware, the Suffolk County Police Department has
2 seen historic drops --

3
4 **P.O. CALARCO:**

5 Commissioner, I'm sorry to interrupt you. I need you to wear your
6 mask through the program.

7
8 **COMMISSIONER HART:**

9 Okay.

10
11 **P.O. CALARCO:**

12 You're too close to the desk in front of you.

13
14 **COMMISSIONER HART:**

15 Okay. Just let me know if you can't hear me.

16
17 As you are aware, the Suffolk County Police Department has seen
18 historic drops in crime over the last five years. Since 2015,
19 violent crime has dropped almost 30% and property crime almost 25%.
09:41AM 20 We finished 2018 with drops in violent crime of more than 13% over
21 2017, and in 2019 saw another 5.2% drop. Property crime in 2018
22 dropped more than 10% from 2017, and 2019 numbers dropped an
23 additional 3.2%. 2020 is no exception. As of August 29th of 2020,
24 we have dropped an additional 12.2% in violent crime and 2.1% in
25 property crime. These are the lowest numbers since the department
26 has begun keeping criminal statistics.

27
28 There is no question that 2020 has presented unique challenges to
29 all of law enforcement. While fatal shootings are up around the
09:42AM 30 country, homicides are down 11.8% in Suffolk County and we have
31 seen no increase in fatal shootings. We have seen a slight
32 increase in non-fatal shootings, from 33 last year to 20 -- I'm
33 sorry, 27 last year to 33 this year, which is a 22.2% increase.

34
35 And while overall crime is down, we are experiencing increases in
36 robberies, commercial burglaries and motor vehicle theft. A number
37 of factors have contributed to these increases including the
38 COVID-19 shutdown and its attendant economic downturn, court
09:42AM 39 shutdowns, diversion of personnel to cover protests and a
40 significant increase in defendants released on their own
41 recognizance pursuant to bail reform.

42
43 In response, we have put our academy graduates on foot patrols in
44 downtowns and commercial areas to reduce burglaries and ensure
45 COVID-19 compliance. We have increased sector car presence in
46 these areas and we have done numerous outreach events and PSAs to
47 ensure that people understand that they should not leave their
48 vehicle unattended with keys inside. We have also done a number of
49 enforcement efforts, particularly in the area of commercial
09:43AM 50 burglaries and motor vehicle thefts.

51
52 And while we have developed and implemented successful crime
53 strategies to make Suffolk County one of the safest counties in the
54 nation, we always recognize that one of the most critical
55 components for a healthy community and effective law enforcement is
56 our community partnerships. To that end, we always seek to

1 strengthen and improve our relationships with County residents
2 through numerous in-person programs and community meetings which
3 we've held in the past and we've moved to virtual and
4 computer-aided interactions that we are utilizing presently.
5 Internally, we have implemented signature procedural and policy
6 changes with a goal of a bias-free Police Department, officer
7 accountability, workforce diversification, community engagement,
8 language access and hate crime reduction.

09:44AM 10 As you know, this year has been a year like no other in the history
11 of this Police Department. And I will take this moment to publicly
12 acknowledge and thank our members, both sworn and civilians, for
13 their extraordinary work during this unprecedented time. Now more
14 than ever it is important to publicly recognize these officers'
15 professionalism, commitment and resilience and thank them for their
16 service to this County. I am happy to take any questions that you
17 have.

18
19 **CHAIRMAN DONNELLY:**

09:44AM 20 We'll start with Legislator Hahn and then Legislator Flotteron.

21
22 **D.P.O. HAHN:**

23 So I just want to make sure I got some of the statistics right.
24 You had said 2020 the trend continues, crime down, but then you
25 said there's an increase in robberies, commercial burglaries and
26 motor vehicle thefts, and a slight increase in non-fatal shootings.
27 Can you just give those numbers one more time associated with the
28 slight increase in non-fatal shootings? It went from 27, you know,
29 -- is that -- was that January to August or January to --

09:45AM

30
31 **COMMISSIONER HART:**

32 Right. These figures are year-to-date, so they'd be January 1st to
33 August 29th, and then we -- we compare year-over-year. So in that
34 timeframe of 2019 we had 27 non-fatal shootings; at that same time
35 period in 2020 we had 33 non-fatal shootings.

36
37 **D.P.O. HAHN:**

38 Thirty-three; okay, I wrote 32 down, so I just want to make sure I
39 got that right. And that was an increase in 5%; what was that?

09:46AM

40
41 **COMMISSIONER HART:**

42 The percentage would be 22.2% increase; when you get to those low
43 numbers, you know, it increases.

44
45 **D.P.O. HAHN:**

46 Yeah, yeah. And then the increase in robberies, commercial
47 burglaries and motor vehicle thefts, I know there was a rash of
48 motor vehicle thefts and commercial burglaries recently in my area.
49 So I'm just wondering if you have those year-to-date numbers and
50 comparisons.

09:46AM

51
52 **COMMISSIONER HART:**

53 Yes. So we have an increase in robberies of 14.2%, commercial
54 burglaries have increased 52.6%, and motor vehicle theft, 33.2%.

1 **D.P.O. HAHN:**

2 Thirty-three point three percent. And what about -- you know, have
3 they been solved? I forget the terminology you use.

4
5 **COMMISSIONER HART:**

6 Cleared.

7
8 **D.P.O. HAHN:**

9 Cleared, cases cleared. So do you have of the shootings and the --
09:46AM 10 you know, have any of these -- can you talk about the number that
11 have been cleared and how we're doing in terms of solving those
12 crimes, if not preventing them?

13
14 **COMMISSIONER HART:**

15 Right. So we're doing a lot to clear these shootings. Most of
16 them have been gang-related, so, you know, obviously we have a
17 number of proactive approaches dealing with that. You know, I'm
18 confident that these will be cleared quickly. I've been briefed on
19 these extensively, and nothing that I'll talk about, obviously, in
09:47AM 20 public, but we have the adequate resources and personnel to clear
21 these.

22
23 **D.P.O. HAHN:**

24 And in the -- I'm sorry. Oh, the stenographer asked for --

25
26 **MS. MAHONEY:**

27 Can you please speak closer to the mic?

28
29 **LEG. HAHN:**

09:47AM 30 Yeah, yeah. It's always better with the mask to get as close as
31 you can to the microphone. And they do get cleaned with the
32 sterilizing wipes and everything, so you should feel comfortable
33 with that.

34
35 So in terms of the robberies, commercial burglaries and the motor
36 vehicle thefts, the clearance rate on those, you know, is there
37 anything different this year about the ability to solve these
38 crimes?

39
09:48AM 40 **COMMISSIONER HART:**

41 Well, there's certainly challenges in the fact that we have the
42 increases to begin with; motor vehicle thefts in particular, and
43 we're seeing this across the country. When we experienced the
44 shutdown beginning in March, it became a crime of opportunity for
45 people with these motor vehicles sitting idle. Individuals would
46 leave their car keys in while they ran errands and different
47 things, so it was important for us to make sure that we're doing a
48 lot of public outreach in that area.

49
09:48AM 50 And it's the same with commercial burglaries. I mean, you saw, you
51 know, a complete shutdown of these facilities that sat empty. So
52 we wanted to make sure that we are out and present on foot patrol
53 and additional sector cars, checking in on these businesses,
54 checking for broken glass. We did a number of enforcement efforts,
55 we've had a number of individuals that were repeat offenders in
56 this area, and just to make sure that we're doing that enforcement

1 effort, which we have, so we expect that those numbers will
2 continue to tick down.

3
4 **D.P.O. HAHN:**

5 And so you had mentioned increased foot patrols in downtowns, you
6 just mentioned bike tours increase. And I thought you said
7 something about sector patrols?

8
9 **COMMISSIONER HART:**

09:49AM 10 We introduced sector patrol cars into those areas that we had
11 concerns with.

12
13 **D.P.O. HAHN:**

14 Okay. So in certain sectors where the data indicated --

15
16 **COMMISSIONER HART:**

17 Correct.

18
19 **D.P.O. HAHN:**

09:49AM 20 -- you added extra cars?

21
22 **COMMISSIONER HART:**

23 That's exactly right. And it's important to note that we graduated
24 those two academy classes a week early each and put all of those
25 probationary officers on foot patrol, all of them were assigned to
26 foot patrol in these commercial-type of areas.

27
28 **D.P.O. HAHN:**

09:49AM 29 And do you have -- are you able to -- is there data to talk about
30 that? Do you keep data on number of foot patrols, number of
31 contacts with businesses in different downtown areas to compare,
32 you know, year-over-year?

33
34 **COMMISSIONER HART:**

35 Right. So I can tell you, we did collect that data during the
36 COVID response that we had and we -- so we would collect both calls
37 that were coming in and our response to them, and then also
38 proactive checks. I can get those for you, but they are in the
39 thousands.

09:50AM 40
41 **D.P.O. HAHN:**

42 Okay. And switching slightly, is there still a mask mandate for
43 officers?

44
45 **COMMISSIONER HART:**

46 Yes, there is.

47
48 **D.P.O. HAHN:**

09:50AM 49 At all times, while they're, you know, on duty in patrol?

50
51 **COMMISSIONER HART:**

52 Interacting with the public, certainly.

53
54 **D.P.O. HAHN:**

55 And if they're only interacting with other officers in large groups
56 of ten or more, should they be wearing masks?

1 **COMMISSIONER HART:**

2 They should be wearing masks.

3
4 **D.P.O. HAHN:**

5 I'm going to reserve the right as I continue to hear from more
6 questions. But thank you, Mr. Chair.

7
8 **CHAIRMAN DONNELLY:**

9 Legislator Flotteron.

09:50AM

10
11 **LEG. FLOTTERON:**

12 Yes, I basically have one question. Do you have any numbers on
13 crimes, assaults onto or injuries onto officers? Did that go up or
14 down or the same?

15
16 **COMMISSIONER HART:**

17 Yeah, it's been a concern. Particularly in 2020 we've seen -- this
18 weekend alone, this past weekend, August 30th, we saw three
19 separate incidences of assaults on officers. We had an incident in
20 Ross Park where two officers were injured, one with a strike to the
21 head, another was bitten, another hurt his knee. We had another
22 incident in the 7th Precinct where our officer responded to break
23 up a fight, he was kicked while on the ground and had to be
24 hospitalized and now has a concussion.

09:51AM

25
26 So, you know, these are very troubling incidences where I'm looking
27 very closely at these. And really just, you know, the temperature
28 in the public domain has been such that it's been very difficult on
29 officers to respond to different incidences to help and they're met
30 with a great deal of hostility. So absolutely something that we're
31 keeping an eye on, talking to our officers about making sure that
32 we're checking in on them.

09:51AM

33
34 I can't stress enough the importance of officer wellness during
35 this time. When morale is an issue, their mental health is an
36 issue. They're out there every day, you know, protecting our
37 residents and being met many times with -- you know, with a very
38 difficult situation. So it's something that we are absolutely
39 keeping an eye on and it should be at the forefront of all of our
40 discussions, is officer wellness.

09:52AM

41
42 **CHAIRMAN DONNELLY:**

43 Legislator Spencer.

44
45 **LEG. SPENCER:**

46 Thank you. Thank you, Commissioner. I really always appreciate
47 what you are doing, and especially in light of so many difficult
48 circumstances. And I know that with law enforcement this has been
49 just a tumultuous time, just dealing on a lot of different fronts
50 as well as dealing with some of the community concerns, and that's
51 kind of what some of the things that I wanted to discuss.

09:53AM

52
53 Although we haven't seen the bump necessarily in shootings at this
54 point, or crime, we are seeing some of that in the City. And I'm
55 trying to figure out what is the plan to reconcile and maintain the
56 level of vigilance and law and order, but at the same time be

1 responsive to some of the community concerns with the feeling of
2 disproportionate, sort of maybe policing when it comes to people of
3 color and how to mitigate between the two of those.

4
5 **COMMISSIONER HART:**

6 No, thank you, Legislator. So -- and that's always been an
7 ongoing, you know, concern of the department, to make sure that
8 we're not only policing in a very effective manner, but doing it so
9 that people feel that they're being treated fairly. And that's
09:54AM 10 something that I really try to focus on during my tenure, to make
11 sure that I'm communicating with the public. It's been a little
12 bit more difficult during COVID-19 to make sure that we're doing
13 that virtually as well. But hearing, you know, from the community
14 members, if there is -- if there are instances where they feel that
15 they have not been treated fairly or respectfully, I want to know
16 about it. I don't want to know about it anecdotally, I want to
17 know specifically, you know, where they were, what happened so that
18 we can address that situation in particular.

19
09:54AM 20 As you know, we have, you know, implicit bias training that has
21 been recognized as a model for the nation. We're very proud of
22 that. We're running our entire department through that training
23 and it's now a model for the County as well. We are collecting,
24 you know, traffic stop data to make sure that we're not
25 disproportionately enforcing in communities of color. You know,
26 we're making sure that we're developing a community survey to put
27 out to the public so that we hear from the community members on how
28 they feel that they are interacting with our Police Department,
29 because we want to always make sure that we're doing that fairly
09:55AM 30 and consistently.

31
32 **LEG. SPENCER:**

33 When you look at just some of the statistics that we hear coming
34 out of the City with regards to just a massive increase that it
35 appears in. The shootings over the past month, although we -- you
36 aren't reflecting that yet here, my concern is is it possibly just
37 a matter of time, is it displaced? I know it's impossible for you
38 to know for certain, but is there any speculation as to perhaps why
39 there is such a massive increase and what we can do to prevent that
09:55AM 40 from maybe coming here in the future?

41
42 **COMMISSIONER HART:**

43 Yeah. And I can speak to all the strategies that we have in place
44 in Suffolk County to ensure that we're proactively out there
45 policing. I can tell you that I looked at the August crime
46 statistics on gun {callers} and we're up 25% from this time last
47 year. So we are still out proactively enforcing the law, making
48 sure that we're, you know, out in areas that are traditionally hot
49 spot areas of concern and that will continue. Again, I commend our
09:56AM 50 officers for being out there, making sure that they're proactively
51 enforcing our laws.

52
53 So I can tell you that, you know, by using search warrants and
54 sophisticated investigative techniques such as wire taps, and the
55 list goes on and on. We have not stopped, we are continuing that
56 and that is something that for us as leaders in the department, we

1 understand the importance of it and will continue in that
2 direction.

3
4 **LEG. SPENCER:**

5 The other thing that's important, too -- and thank you for that.
6 I think that's a great plan and it's great that you have that
7 awareness and are preparing for it and I think that puts us in a
8 better position.

09:57AM 9
10 I have five Villages in my Legislative District, and some of the
11 smaller Village Police forces, they are also tasked with the
12 Governor's Executive Order to be able to have a plan as far as
13 policing in the future and how, you know, we respond. And I do see
14 that we've -- we are probably ahead as far as just some of the
15 things that we've already done.

16
17 And I'm sitting, I'm Chairing one of those reform efforts in the
18 Village of Northport. And one of the things that has come out
19 already is that there's no way that the smaller police forces can
09:58AM 20 do it without having support; not necessarily financial support,
21 but just the resources. And so I'm hoping that that is also
22 something that is part of the plan, especially on the eastern end
23 where we have a lot of villages and police forces that are outside
24 of Suffolk County that we're going to be working with them, too.
25 I think that's just probably more of a statement (*laughter*).

26
27 **COMMISSIONER HART:**

28 No, without question. And I think our relationship with our East
29 End partners and all of our law enforcement partners is probably as
09:58AM 30 strong than it's ever been. So we are, you know, obviously
31 positioned and looking forward to working together with them.

32
33 **LEG. SPENCER:**

34 I, again, would like to state on the record, just especially being
35 a black American that's a public official that works with law
36 enforcement, that I've seen the organization, I've seen the good.
37 But I also understand just across the country the concern that's
38 out there. And I think that for me, I am passionate about being a
39 bridge to be able to address these concerns, and the biggest
09:59AM 40 frustration for me is to see that competing, I guess, protest of
41 blue lives matter and black lives matter. And, you know, for me --
42 and, you know, it sounds cliché where we say that all lives matter,
43 but they're not competing issues.

44
45 Those blue lives are important. I work with a woman in my office
46 whose husband is a police officer and she expresses to me the angst
47 and the concern and the fear every day for her husband that, you
48 know, she wants to make sure that he is safe, he's thinking about
49 maybe if he should retire. And I want our officers to be safe, I
10:00AM 50 want them to be respected. I want people, black people, people of
51 color, also to know that law enforcement should be a place where
52 they can look to for protection, for safety, that it doesn't matter
53 if -- you know, if I'm someone that's mentally ill or someone that
54 doesn't understand English, someone that's agitated, someone that
55 may be belligerent and encounter law enforcement, that the chances
56 of me losing my life shouldn't be higher than perhaps a small,

1 white woman who may be a soccer mom; that my interaction with law
2 enforcement has to yield the same result. And I understand that
3 our officers, you know, they're well-trained, and the only way we
4 can distinguish or separate the training out from what is innate to
5 our natural fears is that we have to have as much diversity
6 training and sensitivity training as possible.

7
8 So I hope you understand where my heart is on this issue and just
9 how important it is. And I think that as a County we need to be
10:01AM 10 moving forward a little more aggressively in terms of letting the
11 public know what we're doing.

12
13 **COMMISSIONER HART:**

14 I couldn't agree more. And one of the challenges that I found when
15 I arrived is the -- just the inability to make sure that we're out
16 there educating the public on all the things that we're doing. I
17 often say that we are a department that has embraced reform,
18 particularly over the last few years. Working in partnership with
19 the Department of justice, we've instituted a number of important
10:02AM 20 reforms here in the department that serve as a very, very strong
21 foundation. We always know that we can do better and if there's a
22 department out there that thinks that they can't, you're not paying
23 attention. We can do better and we will do better.

24
25 But it is also important for the public to understand all the
26 things that we have done as a department to move in that direction
27 of a fair, you know, equal department. So I understand your
28 thoughts and I appreciate them and I've always appreciated our
29 partnership together with you.

10:02AM 30
31 **LEG. SPENCER:**

32 Well, thank you. One thing that gives me a lot of confidence is
33 your leadership and also the Chief's leadership and just all the
34 fine individuals in our law enforcement ranks. Thank you.

35
36 **COMMISSIONER HART:**

37 Thank you, Legislator.

38
39 **CHAIRMAN DONNELLY:**

10:03AM 40 Thank you, Legislator Spencer. Legislator Krupski.

41
42 **LEG. KRUPSKI:**

43 Thank you. Thank you. Thank you. *(Microphone not working)*.
44 Thank you, again. Thank you, Commissioner Hart, for coming in.
45 You've answered a lot of really good questions here so far, and I
46 think really important questions.

47
48 I just want to clarify something about the shootings being up.
49 Would you consider that statistically non-significant like in kind
10:03AM 50 of a normal range?

51
52 **COMMISSIONER HART:**

53 I mean, I would hesitate to say that they're not significant.
54 You know, one shooting is too many. The fatal shootings are
55 exactly where they were in 2019 which is the historic lows that I
56 discussed. The non-fatals are up slightly, so they're within a

1 range. I mean, looking back over the five years we always
2 typically fall within that range; '18 and '19 were extremely low,
3 but it's absolutely something that we're going to make sure that
4 we're on top of.

5
6 **LEG. KRUPSKI:**

7 Thank you. And what about staffing levels? You talked about all
8 the extra work and attention to detail you did to -- in reaction to
9 some of the specific problems that have cropped up this year.
10:04AM 10 How are you staffing level-wise, you know, County-wide?

11
12 **COMMISSIONER HART:**

13 Yeah. So we're always looking at, you know, where we're short,
14 where we can make new Detectives, that's always an important driver
15 of crime reduction. And then really just allocating resources
16 where we need them, moving people where we need them to be; that's
17 a constant process that we do and it's pretty extensive on all
18 levels.

19
20 **LEG. KRUPSKI:**

21 Thank you. And there's something on the agenda today about the
22 Marine Bureau, there's some proposed upgrades. Has there been --
23 because of the, you know, great interest in boating this year, it's
24 been great conditions for boating and people have realized that
25 it's a safe thing to do and a wonderful thing to do. Has there
26 been an increase in your response to incidents?

27
28 **COMMISSIONER HART:**

29 Yeah, and I'm glad you raised that because I want to acknowledge
10:05AM 30 the work of our Marine Bureau. They've been -- they're always
31 incredible, but it seems like this year more than ever people are
32 out -- you know, out on the waters and it's an acceptable way in
33 COVID-19 to really kind of get out there.

34
35 So there's been a number of instances of rescues on the waterways.
36 I can look at the numbers to see if it's increased, but it seems to
37 be, you know, very dramatic, and they've done an amazing job out
38 there. So I want to recognize their efforts.

39
40 **LEG. KRUPSKI:**

41 Thank you. And finally, thank you for your collaboration with the
42 East End departments. Because I know it ties in certainly with all
43 the water rescues that they've done this year, and there have been
44 quite a few.

45
46 **COMMISSIONER HART:**

47 Right, right.

48
49 **LEG. KRUPSKI:**

10:06AM 50 But also the collaboration with all the different programs you run
51 with them, thank you for that.

52
53 **COMMISSIONER HART:**

54 Yeah, thank you. It's been a great relationship out there.
55
56

1 **CHAIRMAN DONNELLY:**

2 Thank you, Legislator Krupski. Legislator Fleming.

3
4 **LEG. FLEMING:**

5 Thank you, Chairman Donnelly. Good morning, Commissioner. It's so
6 great to see you. And I can confirm the relationship with the East
7 End departments is not only good, it's better than we've seen it
8 before. And I think there's a lot -- I think all of the
9 departments have sort of opened up to more of a sharing model and
10 it's been really beneficial to the community, so thank you for your
11 work in that.

10:06AM

12
13 And I think -- I want to agree with you that it's important now
14 more than ever to publicly thank the members of the service and
15 certainly you and the Chief of the Department. I think we are in a
16 very fortunate time to have you at the helm; I don't know if you
17 feel that way, it's a tough time to be the boss. But the
18 temperature in the public domain, as you said, is high, there are a
19 lot of challenges and it's a dangerous line of -- line of work. So
20 I wish everyone well and to be safe and to safely return home each
21 day, and thank you for your efforts and thank them for the effort.

10:07AM

22
23 I saw, actually -- I wanted to talk a little bit about the
24 community partnership, because I think you're absolutely right.
25 Your department is distinct from similar large departments
26 throughout the nation in that you've already sort of had a head
27 start on this. Some of it stems from an unfortunate incident
28 surrounding the murder of Marcello Lucero in Patchogue, but some of
29 it is also, I think, a credit to you and to the Chief to the other
30 sort of upper level folks in the department. There is a culture of
31 reform, we've seen it and we appreciate it. So I think we're very
32 fortunate in that.

10:07AM

33
34 I actually saw a fascinating discussion on the news of -- there
35 were several parents with their young, black adolescents talking
36 about the conversation that you have to have to interact with the
37 police and, you know, this challenge that nationally is being
38 discussed. And Deputy Commissioner Risco Mention-Lewis was on
39 there with her own son and had some very, very enlightening things
40 to say about the culture, you know, the perception of the dangerous
41 black man, particularly, as Doc mentioned, large, black men and the
42 challenge that that poses to anyone who is trying to make snap
43 decisions on the streets. So those implicit bias trainings are so
44 helpful, and there's obviously a commitment to that in your
45 department and I do appreciate that.

10:08AM

46
47 I wanted to ask about your community partnerships. Could you just
48 talk a little bit more about the specifics, you know, what's
49 happened. I know it was a focus of yours as soon as you got here.

10:09AM

50
51 **COMMISSIONER HART:**

52 Right.

53
54 **LEG. FLEMING:**

55 But since that time, what have you -- could you just give a
56 little -- put a little more meat on the bones?

1 **COMMISSIONER HART:**

2 Sure. And I want to, just before I begin, just also recognize
3 Deputy Commissioner Lewis and all that she's done for our
4 department. Back to Legislator Spencer's point, the diversity
5 issue is just so important so that we get all viewpoints within our
6 department, and Deputy Commissioner Lewis has been tremendous in
7 that, in that effort.

8
9 So going to our community partnerships. What we all know as
10 leaders in the Police Department is you have to have these
11 foundational relationships in place so that if there is some sort
12 of emergency situation or a situation that we're seeing nationwide,
13 you can call on those relationships. And it's all about
14 relationships; the fact that you trust each other, that you've gone
15 through things together before, that when you make that phone call,
16 you know, at night with a concern that it's going to be addressed.
17 So that's really what I really try to focus on, are just like
18 relation -- relational policing is really what I would call it, and
19 how do we broaden that.

20
21 So when I came in, you know, dealing with the advocates on
22 different issues, making sure that I'm addressing their concerns,
23 so we kind of went back and forth on a model of -- you know, I was
24 meeting quarterly. I called it community -- I'm sorry,
25 Commissioner's Community Forum Quarterly. I thought that was
26 enough to address their concerns, they didn't feel that way, so it
27 was important that I brought them in then monthly and make sure
28 that we specifically decide on a specific topic and really drill
29 down that topic and get them the answers that they need. Because
30 many times if we have just kind of a free-flowing discussion, it's
31 healthy but we're not getting the answers that they need
32 specifically. So we've increased that significantly with the
33 advocates.

34
35 As I said, I instituted the Commissioner's Community Forum where I
36 go out around the Police district, and before COVID we would meet
37 in-person, whether it be a firehouse or a library, have people come
38 in, do a Q & A portion of that, recognize a member of the
39 community, we would award them, pick somebody in the community
40 that's really gone above and beyond, and then picked a police
41 officer that's also done a great job of interacting with our
42 community. I brought that virtual because we had to with COVID-19,
43 so we did a Zoom, I believe it was August 9th, and that was great.
44 And I might even carry that forward, because I felt like I was able
45 to reach more people with the Zoom, because it's hard for people to
46 get out in the evenings after a hard day of work.

47
48 And now we want to make it even more so. So I want to -- we
49 started to make videos specific to certain areas of concern,
50 whether it be use of force or officer accountability, and put those
51 videos on Facebook so that people, you know, understand where we
52 are as a department and then we can definitely form the discussion
53 moving forward. And then I want to make those quarterly meetings
54 with the community monthly for the commission. We do those,
55 obviously, precinct-wise monthly, but I want to be out there, or
56 virtually, monthly on that.

1 And then, of course, meeting with all our advisory boards, I do
2 that consistently, and just, you know, making sure that -- another
3 key component of this is our Community Relations Bureau does a
4 fantastic job with being out there and engaging with our community.
5 How do we bring that kind of model into the DNA of our entire
6 department and make sure that everybody understands the value of
7 that and the importance of that. Really, every interaction that we
8 have with somebody is an opportunity to positively show our
9 department in a good light.

10:12AM 10

11 So what we did recently was we went to electronic memo-books.
12 So as you know, the officers need to write down all their
13 infractions and things that they're doing in -- traditionally they
14 would write it literally in a memo-book, we've made that
15 electronic, but what we did was a step further is we put a
16 drop-down. If you get out of the car and you interact with the
17 community the way that we want you to, whatever it be, you see
18 somebody playing basketball and you join in, you get back in your
19 car, you do a drop-down, community engagement, and you get a
20 statistic for that. So that when you begin to move up in the
21 department and put in for promotions we're going to look at that,
22 you know, did you take those opportunities, and count it as just
23 that so that people, you know, see the value in that and really
24 outreach to do it. So it's a small piece but it's an important
25 piece for our department to understand that we consider that to be
26 very important.

10:13AM 20

27
28 **LEG. FLEMING:**

29 Yeah. And I would encourage you -- certainly I'd love to offer my
30 support for anything like that. I mean, just when we look
31 nationwide at what's happening in police and community relations,
32 you know, this model is a great model that should be -- you know,
33 really add to the conversation. There are ways of doing this
34 collaboratively that won't end up in some of the problems that
35 we're seeing elsewhere in the country, so that's very good to hear.

10:13AM 30

36
37 Legislator Spencer mentioned that it's a matter of time, or it
38 could be a matter of time before the City troubles make their way
39 out here. I certainly hope that's not true, but there are
40 officials who are encouraging people who are concerned about living
41 in the City to come out here. So we especially on the East End are
42 a little bit concerned about that effort in that, in part, it could
43 represent strain on services such as law enforcement services, and
44 I'm just wondering if you have any thoughts on that. Is there
45 anything we should be looking out for? Is there anything that's of
46 concern to you?

10:14AM 40

47
48 **COMMISSIONER HART:**

49 I would definitely push back on the notion that there's any sort of
50 indication that it would happen out here to the degree that it has
51 in the City. There's a lot of different factors that are going on
52 in the City that are not present here.

10:14AM 50

53
54 And I will say that, you know, looking at this department from top
55 to bottom and understanding the professionalism and the training
56 that goes on here. Training really, I can't underline that enough,

1 it is extensive. The State require 700 hours of training to become
2 a police officer, we require 1300 hours of training, that's
3 significant. And then the 70 hours a year of, you know, officers
4 coming back for training, whether it be virtual or in-person; those
5 are really, you know, key components to keep our department where
6 it is moving forward and successful.

7
8 **LEG. FLEMING:**

9 And I thank you for your invitation, for those of us who went to
10:15AM 10 observe the *Use of Force Training*, which was very enlightening,
11 certainly, and encouraging.

12
13 The one thing I would ask is I know you've worked very hard on
14 diversity within the Academy and bringing on especially new
15 officers of color. But in the training themselves, I've just been
16 so impacted lately by particular, even on this Legislature, you
17 know, personal recounting of interactions with the Police
18 Department. And so it seems as though, folks, there's no --
19 there's no substitute for experience. You know, people who live
10:16AM 20 with certain perspectives can really add, and I would hope that you
21 would look for officers of color to actually be the trainers as
22 well is something that I would --

23
24 **COMMISSIONER HART:**

25 Right.

26
27 **LEG. FLEMING:**

28 -- like to see.

29
10:16AM 30 Just a couple of more areas. First of all, with regard to the
31 mental health issue and officer wellness, certainly, a huge, hugely
32 important area right now. What specifically is there -- can we
33 offer support for that? What specifically are you doing to ensure
34 that your officers have what they need in terms of their wellness?

35
36 **COMMISSIONER HART:**

37 Yeah. So we made, you know, a conscious decision at the beginning
38 of COVID to make sure that we're finding new ways to be present
39 with the officers. So it was challenging but, again, just going
10:16AM 40 out to the precincts, you know, meeting out on patrol, making sure
41 that we're social distanced but just having a five-minute
42 conversation with them, checking in with them. I write a weekly
43 e-mail to the entire department that also gets pushed out to patrol
44 to give them, you know, where we're at as a department and just the
45 good work that they're doing and to know that they're appreciated.

46
47 So I can't -- I really can't underline it enough. The public and
48 their ability to say, *You know what? You guys are doing a good*
49 *job. We know that it's hard, we know that you're up against*
10:17AM 50 *historic challenges, but you are doing the job and we appreciate*
51 *it.* That goes further than you can imagine. And whatever -- you
52 know, whatever outlet that takes, I would encourage anybody who has
53 the ability to get that message out to do so, because it is a lot
54 that they're dealing with.

1 Over 200 protests in Suffolk County, you know, standing on that
2 line, making sure that everybody's First Amendment right is
3 protected. But they took a lot of incoming, you know, verbal
4 assaults and things that I've seen that have been, quite frankly,
5 shocking, shocking to me. So anything that we could do to raise
6 them up and encourage them I would whole-heartedly ask for.

7
8 **LEG. FLEMING:**

9 Well, I thank you for that encouragement and I think we should take
10 that to heart. But it might also be helpful to have something even
11 more -- it might also be helpful to have something more formal,
12 maybe even within the training, within updated trainings. Because
13 not only are these officers dealing with what you're talking about,
14 you know, specific to unrest or First Amendment concerns, but
15 they're all mostly family members as well who are living in
16 COVID --

17
18 **COMMISSIONER HART:**

19 In Suffolk County. And they live in Suffolk, right.

20
21 **LEG. FLEMING:**

22 -- trying to figure out their children's schooling and, you know,
23 all the -- elder parents, all the things that we're all dealing
24 with. So it's a terrible time of stress for them, so anything that
25 we could do to support that I would love to be aware of.

26
27 And then just finally, I wanted to ask you about the criminal
28 justice reforms. You talked a little bit about some crimes that
29 you see as crimes of opportunity since the shutdown, motor vehicle
30 crimes -- theft. But have you -- is there any way to distinguish,
31 are you seeing anything with regard to the criminal justice reforms
32 that we can use to advocate? You know, we as a committee wrote a
33 letter to the Governor asking for him to delay for one year the
34 implementation of the criminal justice reform.

35
36 I was just on the phone this morning with a constituent whose
37 Mother was killed in Greenport by a motor vehicle operator who then
38 fled the scene, and the Judge -- she's being -- he's being
39 arraigned today in front of Judge Camacho, so we hope he shows up,
40 because the Judge in the Town Justice Court was prohibited from
41 setting bail. So I'm just wondering if you're seeing any impacts
42 with regard to the criminal justice reforms.

43
44 **COMMISSIONER HART:**

45 Yes, and I'm glad you raised that. So I want to share some data
46 with the Legislature.

47
48 I looked over year-over-year, so again, we're looking at
49 January 1st of '19 to August 15th of 2019 and then we're laying
50 that over January 1st of 2020 to August 15th of 2020 to make sure
51 that we're comparing apples to apples.

52
53 So just to give you a flavor. In 2019, before the criminal justice
54 reform was enacted, we had 431 individuals who were released on
55 bail. So if they were eligible for bail, many were held but 431
56 were released. Take that number and look at 2020 and we have 1,686

1 that were released; that is a significant uptick in individuals.
2 And I broke it down by offense and I wanted to raise -- you talked
3 about motor vehicle thefts, but we talk about theft from items in
4 cars and petit larceny as a whole.

5
6 Back in 2019 -- again, pre-bail reform -- we had 60 individuals
7 that were released on their own recognizance; this year, 297.
8 So those are significant numbers. And as I mentioned in my opening
9 remarks, it is a challenge that we're dealing with. You know,
10 sometimes we -- with all the things that have gone on in 2020, we
11 forget that that was one of the first things that came into play,
12 together with Discovery Reform. And again, you know, much of this
13 is needed; however, you know, some of it has significant
14 ramifications on law enforcement.

15
16 What we've also seen within Discovery is when we're turning over
17 the names of witnesses so quickly, we're not getting the
18 cooperation that we once had. It's difficult to do the number of
19 search warrants that we've done in the past. So those are all
20 things that impact us, certainly, and impact the times that we've
21 discussed particularly.

22
23 **LEG. FLEMING:**

24 And then my last question for you is just are you seeing any move
25 toward attrition? Are you losing any members who are close to
26 retirement, or for other reasons, or just the strains of the job
27 make it less attractive to stay than to leave?

28
29 **COMMISSIONER HART:**

30 Right. I'm happy to say and proud to say that our retirement
31 numbers this year are less than they were last year.

32
33 **LEG. FLEMING:**

34 Oh, good.

35
36 **COMMISSIONER HART:**

37 Which says a lot, again, for the commitment of these officers.

38
39 **LEG. FLEMING:**

40 Great. Thank you. Thank you for all your leadership. And I know
41 it's a difficult time for all of us, but particularly somebody
42 who's the boss in this situation. So we wish you all the best and
43 thank you for being here. Thank you for your transparency.

44
45 **COMMISSIONER HART:**

46 Thank you. Thanks for your support.

47
48 **CHAIRMAN DONNELLY:**

49 Thank you, Legislator Fleming. So I have a long list here,
50 Commissioner. So, Legislator Hahn is next.

51
52 **D.P.O. HAHN:**

53 Yeah, thank you. I forgot to ask about have you -- because we
54 started off with the shootings. Just to circle back, I know that
55 was one of the reasons that you were here, to talk about the uptick
56 in the non-fatal shootings and what we're seeing as a trend across

1 the country.

2
3 I know there is a trend in the number of guns that are on the
4 street. Have you -- the only way we really have those numbers are
5 either gun permits. Every time I'm in Headquarters there's a line,
6 although there's multiple things in that office, but have you seen
7 an increase in gun permit applications and granting and/or -- you
8 mentioned something about either gun recoveries or something you're
9 doing, I don't know if that was the firearms, the FAST work. But
10 if you could talk a little bit about that.

11
12 **COMMISSIONER HART:**
13 It's really two different issues.

14
15 **D.P.O. HAHN:**
16 Yeah.

17
18 **COMMISSIONER HART:**
19 We have seen a significant increase in people applying for permits,
20 gun permits. However, the gun violence that we're seeing are
21 individuals who are not using permitted firearms; they're, you
22 know, illegal firearms being brought in from other places. The
23 numbers I referred to are criminal possession of a weapon charges.
24 So my point there was that our proactive enforcement continues and
25 our numbers are higher in August of 2020 than they were in August
26 of 2019. So that's really just a barometer for us of our proactive
27 policing of the guns that are out there and just our ability to do
28 those investigations and get those guns off the street.

29
30 **D.P.O. HAHN:**
31 The other two items. You know, as a social worker -- and this
32 COVID pandemic has just been devastating on our communities in so
33 many ways. So, you know, whether it's people losing lives of loved
34 ones, losing their jobs, losing their businesses, losing their
35 retirement savings, losing their ability to interact with friends
36 and family. There's just a tremendous burden on our communities.
37 The economy crashing, people just not being able to be out and
38 about in order to save lives. And we're so thankful that people --
39 we have done that and flattened the curve.

40
41 However, there has been an uptick in drug usage, some overdose
42 upticks. There have been -- I think just anecdotally I noticed,
43 but I don't know if you can talk about the numbers. Because we,
44 you know, receive the PIO reports and pedestrians hit by cars.
45 I know there's a lot more bicyclists on the road now, people
46 running and walking, and while they're not, you know, necessarily
47 working in the offices the way they used to be, they may have time
48 on a lunch break to just walk around the neighborhoods. And I just
49 -- I have seemed to see anecdotally an uptick in the number of
50 pedestrians hit. So there's these other things that are happening
51 in the community, drug increase usage and other things; I don't
52 know if you're noticing those from a statistical standpoint as
53 well.

1 **COMMISSIONER HART:**

2 Yeah. So a couple of issues in that question. Yes, we have seen
3 an increase in drug overdoses this year over last. And again, it
4 goes to some of the issues that you raise around COVID-19 and the
5 ability of individuals who are suffering from addiction to get the
6 services that they need in-person. Again, you know, our ability to
7 do search warrants and make sure that those drugs are not making
8 their way to the streets, you know, were tampered greatly by
9 COVID-19.

10:26AM 10

11 And then the second issue that you raised were pedestrian
12 fatalities, which I don't have with me but I certainly can get
13 those for you. But it is -- you know, it is something that we're
14 concerned with always in Suffolk County. You know, the roads were
15 empty for a long time and there were individuals on them who were
16 taking advantage of that and we saw increased speeds tremendously.
17 But thanks to our Highway Bureau who does a fantastic job, they're
18 out there, you know, enforcing the laws and making sure that people
19 are arriving and traveling safely.

10:27AM 20

21 **D.P.O. HAHN:**

22 Thank you. I also, you know, do want to mention the required
23 reforms. You know, the Governor has this mandate, and if I
24 remember correctly, we have to -- this Legislative body has to pass
25 legislation that comes out of this reform process by April 1st or
26 we lose State dollars.

27

28 And so I know some of us, you know, have begun the process of
29 discussing with you various issues, but there is a required -- you
30 know, the Executive Body is required to begin this process of
31 reform, whatever the reform is appropriate for our community,
32 Suffolk County; so each community gets to do their own, according
33 to the Governor's Executive Order. However, I know, you know,
34 we've lost three or four months since he made that order. Maybe
35 it's not that long, it feels like it; COVID time, right? But I'm
36 kind of curious if you know what's going on from the Executive side
37 on this.

10:28AM 30

38
39 Because what I don't want to have happen is they drop something on
40 our desk on March 15th and say *You must pass it*, because that will
41 be unacceptable. You know, we need time. The process has to begin
42 and the process has to be real. And, you know, if they're going to
43 wait till the last second to drop something on us, that's
44 frightening to me, you know, from a whole host of, you know, making
45 sure there's a reaction. So I don't know if you have comment about
46 what you know to be the planned process for this reform and review.

10:28AM 40

47
48 **COMMISSIONER HART:**

49 Sure. So, certainly. So the Governor came out with the Executive
50 Order in July of 2020 to reinvent and reimagine policing. It's
51 a -- we look at it as a tremendous opportunity in the Police
52 Department to, again, interact with our communities, get their
53 input. Where there's evidence-based, you know, commonsense
54 reforms, enact those reforms.

10:29AM 50

55
56

1 I could tell you that behind the scenes and within the department
2 we're doing a tremendous amount of work to get ready for this
3 Executive Order. We've developed, together with the FINN
4 Institute, a community survey which is extensive and will be going
5 out in September to our community members and every month forward
6 to hear from them and get their input on, you know, the reforms
7 that they would like to see in the Police Department.

8
9 We have gathered a tremendous amount of data. Because, as you
10 know, once we begin these in-person meetings with the community --
11 or however they're going to look, virtual -- we need to have the
12 data ready so that we can have an intelligent discussion with our
13 community members that's informed and that we're able to hear back
14 from them.

15
16 And then, of course, as I discussed a little bit earlier, putting
17 out, you know, videos to the public, making sure that they're
18 seeing that, rolling out a new program so that -- I'm interacting
19 with them at least monthly. So there's a lot of work going on
20 behind the scenes getting ready for this Executive Order that we
21 take very seriously and are looking forward to implementing.

22
23 **D.P.O. HAHN:**

24 But you can't talk -- discuss timeline on when that process will
25 officially begin.

26
27 **COMMISSIONER HART:**

28 I would say that it has officially begun. The Governor issued
29 subsequent guidance about two weeks ago and as part of that Phase I
30 implementation, it is the gathering of the data, making a plan
31 internally, you know, discussing the road map forward. So those
32 things we are doing as a department, so I would say that we are
33 underway.

34
35 **D.P.O. HAHN:**

36 Have you received the -- I know there was a study, you mentioned
37 the FINN survey, but there was also -- I believe you paid for a
38 consultant to study traffic stop data. Has that report been
39 completed? Do we have that data?

40
41 **COMMISSIONER HART:**

42 So that's not back yet. We're hoping September, but that's -- that
43 was pushed largely due to COVID, but we are eagerly awaiting the
44 results of that as well. That's another piece that we'll have in
45 time for the Governor's Executive Order that'll be, you know,
46 informing our discussion.

47
48 **D.P.O. HAHN:**

49 You will have that in time? I'm sorry.

50
51 **COMMISSIONER HART:**

52 I'm hoping to have it in time, certainly.

53
54 **D.P.O. HAHN:**

55 Yeah, I think that's an important piece of the discussion, and so
56 it'll be good. I know there's been talk about that study coming

1 and would be -- obviously it should be shared with this committee,
2 that would be good to have that.

3
4 **COMMISSIONER HART:**
5 Oh, certainly. Yes.

6
7 **D.P.O. HAHN:**
8 Thank you. Thank you for all you do and all the officers do.
9 As you, you know, well know, we say over and over again how
10 thankful we are to have such a professional department. And it
11 can always -- everybody can always improve, and so I'm very
12 appreciative that you look at this as a moment of opportunity to
13 do that.

14
15 **COMMISSIONER HART:**
16 Absolutely. Thank you.

17
18 **CHAIRMAN DONNELLY:**
19 Commissioner, I know you've been standing for some time now.
20 Would you like to take five minutes? Because I still have another
21 half a dozen Legislators to go.

22
23 **COMMISSIONER HART:**
24 I'm good.

25
26 **CHAIRMAN DONNELLY:**
27 Okay.

28
29 **COMMISSIONER HART:**
30 Thank you.

31
32 **CHAIRMAN DONNELLY:**
33 Legislator Sunderman is next.

34
35 **LEG. SUNDERMAN:**
36 Commissioner, thank you. So yes, I say thank you again, like all
37 the other Legislators. But, you know, again, thank you to all law
38 enforcement, whether it's the Police Department, Corrections,
39 Sheriff's, you know. And thank you to our civilian employees that
40 are out there working in each of those departments because, you
41 know, it's a team effort across the board. So I think that's very
42 valuable.

43
44 I also think the community involvement that you have stated really
45 plays a key role in my Legislative District. So I think that's --
46 really, I commend you on that because I believe in that. You know,
47 the community involvement in the district really plays a key role,
48 so I think we have to continue that. So the participation at
49 meetings that you have, whether it's virtual or the community
50 precinct meetings, or when they come out into the field I think is
51 key.

52
53 I just want to follow up on something you said. During COVID you
54 talked about, I guess, foot patrols.

1 **COMMISSIONER HART:**

2 Uh-huh.

3
4 **LEG. SUNDERMAN:**

5 Foot patrols meaning the new recruits went out, and were they in
6 cars and patrolled the community areas? Were they on foot?
7 How did that play out.

8
9 **COMMISSIONER HART:**

10:34AM 10 So the goal was to have them on foot. What -- we call them TEC
11 teams, so it was Teaching Enforcement through Cooperation. So a
12 lot of their responsibility was to do the COVID compliance piece,
13 checks, but also to make sure that they're in the commercial areas,
14 checking on the businesses that were left pretty much empty. The
15 numbers were -- we had two classes of 60, so we had 120 officers
16 total who did that type of work for the department.

17
18 **LEG. SUNDERMAN:**

19 So my question was, was it on foot or were they in cars?

10:34AM 20
21 **COMMISSIONER HART:**

22 The goal was to have them on foot, and I'd say primarily on foot,
23 but I'm sure there were times where they were in cars as well.

24
25 **LEG. SUNDERMAN:**

26 Okay, thank you.

27
28 The other question I have is -- so on the training end of it,
29 because I'm concerned for the future, you know, liability and so
10:34AM 30 forth. So during COVID, you know, training on a new recruit, it
31 would be normally a lot of field training, a lot of follow-up. So
32 we don't get that interaction when they get out and they get put
33 into, you know, a COVID task force and do foot patrol or in cars
34 driving around the local shopping centers, Kohls and King Kullen
35 and so forth and so on in my community. So what I'm trying to find
36 out is how do we ensure that the proper training is given to these
37 new recruits? Is there follow-up going forward to ensure that
38 these new recruits are in place in cars? Which, you know, I'm sure
39 they are in cars now, but how do we ensure that they get that
10:35AM 40 proper follow-up training to -- you know, so that they're protected
41 and they're doing the right things day-in and day-out?

42
43 **COMMISSIONER HART:**

44 Yeah, absolutely. So I just want to be clear that we did the foot
45 patrols on their own. However, once it was safe for us to
46 reinstitute double cars, we absolutely put them into field
47 training. So that's not been changed at all. There was a period
48 where we wanted to separate the officers and not have double cars
49 and that's when we had the officers doing the checks and the foot
10:36AM 50 patrol. But once it was safe and the numbers were indicative that
51 we would be clear to do this, they were back in the cars doing
52 field training as they always do. So nothing's been -- nothing's
53 been changed on the training end of it.

54
55 **LEG. SUNDERMAN:**

56 Thank you.

1 **CHAIRMAN DONNELLY:**

2 Thank you, Legislator Sunderman. Legislator Kennedy, you are next.
3 And then on deck is Legislator Gonzalez.

4
5 **LEG. KENNEDY:**

6 Thank you for coming out again, Commissioner, to speak with us.
7 My questions are two and they're quick. Regarding the three
8 officers that were physically assaulted this weekend; was the
9 Police Department able to arrest the perpetrators of those
10 incidents, is the first question. And the second one is what were
11 they charged with?

12
13 **COMMISSIONER HART:**

14 Yes. So there was an arrest made in every one of those incidences.
15 I have to look back, but I'm believing Assault II was the charge on
16 certainly the 7th Precinct and the 3rd Precinct, and then I have to
17 check on the other one because it was a car situation where the car
18 tried to flee and hit the officers. So I'll check on the third,
19 but Assault II on the others.

20
21 **LEG. KENNEDY:**

22 I'm happy with that. I think we in Suffolk have to be firmer when
23 someone goes after one of our Police Departments, because if you
24 look Statewide and in the City where people have -- where
25 departments have dropped the level of punishment, it continues at a
26 rapid pace. So I'm thankful.

27
28 **COMMISSIONER HART:**

29 Yeah. I do want to say, though, we have an excellent relationship
30 with our District Attorney who takes these very seriously as well.
31 That's not always the case in the City, there are some prosecutors
32 who are not pursuing these. That's not the case here in Suffolk,
33 we take these extremely seriously, as does the District Attorney's
34 Office.

35
36 **LEG. KENNEDY:**

37 Thank you.

38
39 **CHAIRMAN DONNELLY:**

40 Legislator Gonzalez. Are you good, Commissioner? Would you like
41 us to try and find a seat for you? Because I know it's a long
42 time. We have --

43
44 **COMMISSIONER HART:**

45 *(Laughter)* No.

46
47 **CHAIRMAN DONNELLY:**

48 Because I have people texting me that they're worried about you, so
49 I just wanted to make sure I'm doing my due diligence.

50
51 *(*Laughter*)*

52
53 **LEG. KENNEDY:**

54 She's strong, she's a woman.

1 **CHAIRMAN DONNELLY:**

2 Okay. Thank you so much. So we'll continue on. We have
3 Legislator Gonzalez is next.

4
5 **LEG. GONZALEZ:**

6 Thank you, Mr. Chairman.

7
8 **CHAIRMAN DONNELLY:**

9 And then Legislator Richberg.

10:38AM 10

11 **LEG. GONZALEZ:**

12 Thank you so much, Mr. Chairman. Thank you, Commissioner Hart, for
13 being here. I also want to piggy-back on what Leslie -- Legislator
14 Kennedy had said about, you know -- there was also an incident in
15 my district of which is still under investigation, so I'm not
16 really going to ask any questions on that.

17
18 But I do want to say that I am so proud of -- and not that any
19 other Inspector of any other district is less, I need to clarify
20 that right now, or any of the officers back there. But I just have
21 to say that Inspector John Rowan of the 3rd is such a cool
22 operator. I have to say that. So please, don't -- you know, don't
23 take it personal, okay? Thank you. I just have to say that,
24 because based on -- aside from this current situation and
25 everything that has been transpiring within my district, he has
26 just been a cool operator. You know, not to show an extra show of
27 force of police presence, but having a car there, having three or
28 four other ones within the area in case something happens. But I
29 just needed to say that about Inspector John Rowan, how such a
30 great job that he continues to do. Not that any other Inspector,
31 like Inspector Brown and so forth, did not do a great job, but I'm
32 just saying that he has.

10:39AM 30

33
34 And so my question is do -- do you currently have any data on drug
35 arrests and releases after the drug arrest? I'm just curious on
36 that.

37
38 **COMMISSIONER HART:**

39 So thank you, first of all, for commending well-deserved for
40 Inspector Rowan. Obviously I would welcome a debate on -- for
41 everybody to argue who's got the better Inspector, because we can
42 have that debate.

10:40AM 40

43
44 (**Laughter**)

45
46 They're all excellent, really. It's such a deep bench. We're so
47 lucky in this Police Department to have a consistently good level
48 of Inspectors throughout all of our precincts, which isn't always
49 the case and that really has been very good, especially during this
50 time.

10:40AM 50

51
52 So you talked about drug offenses, I just want to start to pull
53 some of this data. So when we look at our -- let's see, Criminal
54 Possession of a Controlled Substance in the 7th. So yeah, let's
55 look at that for an example.

1 So Criminal Possession of a Controlled Substance in the 7th. In
2 2019, 127 were released on their own recognizance; in 2020, 435
3 were released on their own recognizance.

4
5 In the 4th, so Criminal Possession of Marijuana in the 4th, that
6 was two in 2019 and 11 in 2020. I can go through that, I can get
7 the other numbers as well.

8
9 **LEG. GONZALEZ:**

10 Thank you. Thank you so much.

11
12 And lastly, I just want to say to you, again, Commissioner Hart,
13 great job.

14
15 **COMMISSIONER HART:**

16 Thank you.

17
18 **LEG. GONZALEZ:**

19 And just to please keep up with our officers out there, you know,
20 to continue to stay safe, put on their PPE, especially in this
21 craziness that we're going with. And also, we're in a time right
22 now that I think our Police Department is being watched very
23 closely and anything is being used against them to try and, I
24 guess, take away from the real objective which is the crime and the
25 arrest and so forth. But thank you. Thank you, Mr. Chairman.

26
27 **CHAIRMAN DONNELLY:**

28 Thank you, Legislator Gonzalez. Legislator Richberg.

29
30 **LEG. RICHBERG:**

31 Thank you. I'm going to just do Legislator Krupski; thank you,
32 thank you, thank you. Is that enough? Thank you, Mr. Chair, for
33 allowing me to speak and to the committee for allowing me to ask
34 questions.

35
36 So a quick couple of questions. So we talked a little bit about
37 bail reform. In those numbers, what was the recidivism rate?

38
39 **COMMISSIONER HART:**

40 Yeah, I don't have those. I don't have those.

41
42 **LEG. RICHBERG:**

43 Okay, because I think that's important for the conversation. If
44 we're saying that bail reform is doing one thing, we should also
45 talk about how many people were rearrested, re-offended, especially
46 on the same crimes.

47
48 Next. So if there are any interactions with law enforcement, do we
49 do anything afterwards in the communities, say, *Hey, this is what*
50 *happened. What's going on?* Is there any follow-up? Because you
51 had talked a lot about the individual police officers making
52 connections, but I think that's also important afterwards.

53
54 **COMMISSIONER HART:**

55 Right.

1 **LEG. RICHBERG:**

2 Can you speak to that?

3
4 **COMMISSIONER HART:**

5 So, and I'm not sure if this is exactly addressing your question.
6 But we do have a pretty robust program that's run by Deputy Police
7 Commissioner Risco Mention-Lewis that does meet with, you know,
8 offenders who are released, make sure that, you know, she's getting
9 them opportunities and education and jobs, it's her COTA Program,
10 which I'm sure you're familiar with. So that's a piece where it's
11 unique to Suffolk County where we, you know, make that effort and
12 make sure that we're doing that. I'm not sure, though, if you mean
13 an individual specific offense?
14

15 **LEG. RICHBERG:**

16 So like let's say there was an arrest or a shooting in a
17 neighborhood. You know, maybe after that event, you know, there's
18 follow-up with community representatives or community members, or
19 even in that street or in that block to say, *Hey, this is what*
20 *happened.* You know, *Jimmy, we had an altercation, you might have*
21 *seen a whole bunch of bright lights.* I'll give you an example.
22

23 So around the corner from my house you guys did a raid on a house
24 that, you know, was -- basically had a drive-thru window for drugs,
25 right?
26

27 **COMMISSIONER HART:**

28 Yes.
29

30 **LEG. RICHBERG:**

31 So everybody said, *Well, what was going on?* So they all knocked on
32 my door to say, *Hey, did you get the -- did you find out what was*
33 *going on,* and the same thing to the Civic President and a couple of
34 other community members. In that case, especially if it's somebody
35 that is a known actor, I think the follow-up right after is really,
36 really important. Because one, it probably will -- it's another
37 like community outreach effort. But secondly, it also says this is
38 what happened and this is how it was handled.
39

40 **COMMISSIONER HART:**

41 Right. No, and that's a great point. I will say our community
42 monthly meetings, that's why they're so important for the precinct
43 level, because they'll go through every activity that's happened
44 over the month and then answer any questions that are pertaining to
45 that. Again, it's also our Precinct Commanders meeting with the
46 faith leaders in that area to go over specific things that we're
47 seeing, any trends that we're seeing, any -- you know, assistance
48 that we can help each other with. I think that's a great point and
49 it is something that we strive to do during our monthly meetings
50 and also as it calls for for different situations.
51

52 **LEG. RICHBERG:**

53 Especially right after. I mean, it just --
54

55 **COMMISSIONER HART:**

56 Yeah.

1 **LEG. RICHBERG:**

2 Because, you know, a lot of folks around me are elderly. I've
3 known them for, you know, 30 years of my life. So they're like,
4 *What's going on*, and they got scared and what have you; it might
5 calm tensions down.

6
7 On the other side, when we're talking about the police reformation
8 or revisiting. You said there was additional guidance put out by
9 the Governor; was there a process that was outlined in that
10 document?

10:46AM

11
12 **COMMISSIONER HART:**

13 Yeah. So they gave guidance and it was a suggestion-only, but I
14 think it was just to give the Police Department, you know, some
15 notion of what they should be doing when; a timeline, if you will.
16 Again, it was just a suggestion, but it's a good one and we're, you
17 know, doing that internally to make sure that we're at Phase I
18 which is gathering the data and communicating with our partners.
19 For us it's the community survey which is an additional piece.

10:47AM

20
21 **LEG. RICHBERG:**

22 And are we working with the Sheriff's Office? Because I think --
23 I don't know. Because it's policing, you know, County-wide, are we
24 working with the Sheriff's Office as well to sort of do a joint
25 effort, or are we doing two separate efforts?

26
27 **COMMISSIONER HART:**

28 No, I think -- I mean, I can talk to Sheriff Toulon specifically,
29 but he's welcome to join our outreach effort because it's, I would
30 imagine, easier for smaller departments and other departments to
31 join with us and do these, you know, kind of listening tours and
32 interactions with the community together so that they're not kind
33 of all running in different directions.

10:47AM

34
35 **LEG. RICHBERG:**

36 And I do want to add that, you know, we've -- I've met with the
37 Inspector in our precinct and a number of our COPE officers, you
38 know, they're just doing a great job and reaching out.

39
40 But I think the other thing that's important, and I've said this to
41 other folks, now it's Kenosha, Wisconsin, but Kenosha, Wisconsin,
42 Minnesota and Alabama are three areas that are completely
43 different, right? LA, New York City; again, areas that don't
44 represent those areas; weather is different, temperature is
45 different, agricultural, whatever, is all different. The one thing
46 that's resounding in all of those areas is that people who look
47 like me don't feel safe, right? And I think that's an important
48 thing to understand.

10:47AM

49
50 And I'm not saying that there isn't a problem of communication
51 between people who wear uniforms and people who don't, because
52 there is. But the mere fact that I went to a historically black
53 college in Ohio and I met people from Alaska, Chicago, Detroit,
54 Camden, Alabama, whatever, and we all had the same conversation,
55 and I'm being very honest with you, is what scares me. Because
56 it's not -- it's not a conversation that is sort of in one area.

10:48AM

1 I know sometimes we're trying to say it's a city problem or it's
2 not, or it's, you know -- *oh, it's only there*. And granted, we've
3 done a lot of things, right? But we do -- the one thing government
4 does not do, Police Departments don't do is we don't tell what
5 we're doing. And because we don't say it, it's automatically
6 assumed that we're all doing the same thing; that's part one.

7
8 But part two is we don't do the work beforehand, so we don't have
9 those issues. COTA is great. I've met with Deputy Commissioner
10 Lewis, I was there when she was doing it in Nassau County, I've
11 seen it firsthand; that's one part of it. But if people don't feel
12 like they're in the room, like when we're doing a diversity
13 training, then they're not in the room. Right? If they don't
14 believe that there are people who represent them or look like them
15 or are them, then they're not in the room.

16
17 And I think that's the thing that we all sort of miss, is that,
18 one, there's a resounding echo because people feel the same way.
19 People feel like they're not justly protected. Those officers who
20 you said were attacked, you followed up with a follow-up question,
21 those people were arrested and charged. Not every victim has that
22 safety, and I think that is another factor.

23
24 **COMMISSIONER HART:**

25 Certainly. So, there's a lot there and there's a lot to discuss
26 and it's a national discussion that we're having about policing.
27 I can tell you that we are open to that discussion, we are open to
28 listening. I've said that from the beginning and meant it. I've
29 been out there and listening to young groups and students and, you
30 know, having Zoom meetings with college students and whatever we
31 can do to make sure that we are engaged.

32
33 To your point about being present, it is imperative that we
34 increase the diversity of this Police Department. It has to
35 reflect the communities that we serve and we have taken every
36 opportunity to do that. We took the opportunity leading up to the
37 Police exam to implement significant changes in our recruiting
38 policies. They pay dividends in increasing the number of people
39 who have self-identified as non-white who have taken the test, and
40 now we need to change it even further because that's only part of
41 the equation. Now we have to change our hiring standards and our
42 hiring guidelines, which we did, and making sure that we're sitting
43 with a task force of people within the department who represent
44 those communities that we want to increase and having them look at
45 the hiring standards and guidelines.

46
47 **LEG. RICHBERG:**

48 And I -- I'm sorry, Commissioner, no disrespect. And I'm not
49 talking about racial ethnic. I'm mostly talking about gender,
50 right? Fifty-one percent of our population is women, we should be
51 more representative in that case as well.

52
53 **COMMISSIONER HART:**

54 You're right.
55
56

1 **LEG. RICHBERG:**

2 It shouldn't only be reaching out to communities of color, we
3 should be reaching out to women and other demographics that aren't
4 normally represented.

5
6 **COMMISSIONER HART:**

7 And I'm glad you said that because we have, again, an historic
8 number of women who sat for the Police exam. I can tell you it
9 pays dividends when you look at the data and the amount of people
10 that are taking these promotional exams, is the message getting
11 through that we value diversity so that people feel like they have
12 a shot within the department. And I can tell you that the 2019
13 Sergeant's exam bore that out. We had individuals of color, women
14 in historic numbers taking the Sergeant's exam; that to me says
15 they're getting the message that we want to be fair and open and
16 transparent in the Police Department and that they have a place
17 here. That's the message we want to send, that's the data that I'm
18 looking at. I'm telling you that the hiring standards and
19 guidelines are imperative, the changes that we made to make sure
20 that the recruiting that we did brings these officers on board so
21 that we have a more diverse department; and once they get here, we
22 made changes in this department that we've never seen in the
23 transfer to specialized commands, the orders that we have, the
24 protocols that we put in place that were never there before. These
25 are really imperative. And I hope, to get to your point which is
26 we need a more diverse department and this is the way we're going
27 to get it done.

28
29 **LEG. RICHBERG:**

30 And I look forward to working with you, you know, working with
31 communities. I have a number of community groups that we're
32 putting together that I definitely want to talk to you about.

33
34 My follow-up point, and I just lost it, but my follow-up point
35 is -- or question is so what do we do next, right? You know, I
36 think, you know, the next Police class is four years away, right?
37 Or is it --

38
39 **COMMISSIONER HART:**

40 The next exam. The next class hopefully is soon.

41
42 **LEG. RICHBERG:**

43 Well, no, the test.

44
45 **COMMISSIONER HART:**

46 The next test is four years away.

47
48 **LEG. RICHBERG:**

49 It's four years away.

50
51 **COMMISSIONER HART:**

52 Right.

53
54 **LEG. RICHBERG:**

55 So, you know, what are we doing today to plan for that? Because,
56 you know, if we want to do more diversity, if we want to bring more

1 people in, we need to start that today and not tomorrow.

2
3 **COMMISSIONER HART:**

4 I can tell you that the model that we established in 2018 getting
5 ready for the June, '19 exam is modeled that -- is something we
6 have to implement. And really, let's see how it bears out, but it
7 was a tremendous change in our recruiting process.

8
9 **LEG. RICHBERG:**

10 Thank you very much. Thank you, Mr. Chair.

11
12 **CHAIRMAN DONNELLY:**

13 Thank you, Legislator Richberg. Legislator Berland.

14
15 **LEG. BERLAND:**

16 Thank you, Mr. Chair. Commissioner, thank you so much for being
17 here. You know, first I want to thank Legislator Richberg for his
18 comments. And, you know, I think we're very lucky to have you
19 specifically, Commissioner, because not only are you standing there
20 in heels for close to an hour-and-a-half, but you were marching
21 with us in Huntington in those same heels. So you are a force to
22 be reckoned with. So, you know, thank you for that.

23
24 But, you know, I want to point out specifically the 2nd Precinct,
25 because they're, you know, having their monthly meetings now at
26 Manor Field outside. And, you know, those kind of changes, you
27 know, I believe come from the top down and to really think outside
28 the box and to make sure these community meetings continue; and if
29 you can't do it, you know, in the basement of the precinct that we
30 usually do it, you know, to have it outside in Manor Field. So,
31 you know, I commend you and the department for coming up with those
32 ideas and making sure that those meetings continue.

33
34 Because I think that, you know, what we see with those meetings is,
35 you know, when things are good there's usually less people
36 attending; when things are not so good, you know, then more of them
37 come out. But to maintain that continuity of having those monthly
38 meetings when for a while, because of COVID, we couldn't, we all
39 have to think outside the box now and see how we're going to make
40 those things happen. So I want to, you know, thank you for that,
41 and I really appreciate that. And I know I've gotten calls from
42 constituents who have been, you know, at the one at Manor Field and
43 they're like, you know, *This is great that we can continue doing*
44 *that.*

45
46 **COMMISSIONER HART:**

47 Right.

48
49 **LEG. BERLAND:**

50 So, you know, just continue thinking outside the box. And I know
51 we're all here, you know, for you to work with you to not only
52 protect the residents of Suffolk County but make sure that, you
53 know, your officers and your staff are protected as well. So, but
54 it was really heartwarming to see the participation of members of
55 your department in marches in Huntington. So, you know, I -- I
56 thank you.

1 **COMMISSIONER HART:**

2 Thank you, Legislator. Yeah, the community meetings are really so
3 imperative. And we had to, you know, shut down with COVID, but we
4 were ready to go again in the beginning of August and then we got
5 hit by the tropical storm that day. So I'm glad that we're back on
6 board for September. But I will say, and I'll recognize Inspector
7 Scrima in particular; you know, he went above and beyond during the
8 shutdown to make sure that he was doing virtual presentations to
9 the constituents, and he did such a nice job with it that I asked
10 that everybody implement the same. So we were doing them
11 virtually, but there's really nothing like doing it in-person.
12 So, thank you.

10:57AM

13
14 **LEG. BERLAND:**

15 I'm just curious, because I know in my district -- because I'm in
16 three towns, and one of the largest complaints I've had, really,
17 you know, recently this Summer is the gatherings of people.
18 Whether that's at the Park & Ride, because that's been happening,
19 and sometimes at the -- not the Community College, the abandoned
20 properties next to it where Heartland wanted to build; they've been
21 gathering there, and there are certain houses in the Dix Hills
22 community that have party after party after party. So what are
23 your thoughts about, you know, going forward with that? At least,
24 you know, while the weather is still good and people are trying to
25 get that in, it's become very difficult and neighbors calling in to
26 neighbor, because you have, you know, 30, 40, 50 people at a house.
27 And, you know, I know it's difficult when the officers arrive, you
28 know, what they're going to do, because a lot of the parties that
29 have been reported to me and that I've seen in Dix Hills are, you
30 know, people not wearing masks, not socially distancing, having
31 DJs, having parties as if there's nothing going on. So, what is
32 the position of the department in terms of those?

10:57AM

10:58AM

33
34 **COMMISSIONER HART:**

35 So we're very cognisant of that and we are -- we take proactive
36 steps, whether it be calling through social media, making sure that
37 we're aware of it beforehand. And I would encourage -- I know I've
38 heard from some Legislators who have received indications that
39 there is going to be a large gathering to reach out to us so that
40 we can be prepared to have those conversations with the owner, and
41 if they're not listening then to make sure that we have the
42 adequate patrols to respond and making sure that we're doing our
43 enforcement activities.

10:59AM

44
45 So it's been, you know, an added responsibility that we've taken
46 on. I can give you some numbers. We -- as of August 10th we have
47 received 2,478 calls for noncompliance; 134 of those were founded,
48 so we had a 5.4% non-compliance rate in those. And within -- so
49 that same date, August 10th of '20, we had conducted 12,194
50 proactive compliance checks. So we take this very seriously.

10:59AM

51
52 We are now working with the State in conducting daily compliance
53 checks at restaurants and bars. That's the task force that's
54 comprised of FLA members and sworn members from the Suffolk County
55 Police Department and New York State Police, so that's a daily task
56 force that goes out. We take it very seriously, and have added it

1 to our responsibilities and, you know, are out there making sure
2 that we're being proactive on that.

3
4 **LEG. BERLAND:**

5 Thank you very much.

6
7 **CHAIRMAN DONNELLY:**

8 So that's the end of our questioning, Commissioner. I'm just going
9 to take a point of personal privilege here to thank you for
10 standing there for an hour-and-a-half in high heels, as Legislator
11 Berland alluded to. We covered a lot of ground beyond the scope, I
12 think, of what was intended this morning and I just want to thank
13 you for answering all of those questions.

14
15 And in addition, as has been spoken, you know, our nation is in
16 very tumultuous times right now. But here in Suffolk the template
17 seems to work, that's in large part to our senior law enforcement
18 professionals -- yourself, Sheriff Toulon, District Attorney Sini,
19 Commissioner Risco Lewis, the command staff of the Police District,
20 all the men and women of the various law enforcement agencies
21 across the County -- who have preserved the First Amendment right
22 to protest, still keeping our communities safe. And if I sound a
23 little too romantic that's okay, but in a sense preserving our
24 democracy which is the most important part, while at the same time
25 keeping our communities safe, engaging the communities at all costs
26 and at all times, and the admiration and respect that I have for
27 law enforcement is second-to-none. So, thank you for coming.

28
29 **COMMISSIONER HART:**

30 Thank you. And thank you to everybody here for your support of our
31 department. I'm always available. If you have specific concerns
32 that you want to talk about, I'm always happy to have those
33 conversations. But this is really a key relationship, you know, to
34 make sure that we all work together and support each other and
35 supporting our members, sworn and civilian, so that we can do the
36 best job that we can. Thank you.

37
38 **CHAIRMAN DONNELLY:**

39 Thank you, Commissioner. Thank you, once again, for coming. And
40 thank you to the County Executive's Office for their assistance in
41 putting this all together today.

42
43 So that's the conclusion of our presentation. I've just got to put
44 my glasses on, I apologize. So we'll move to Tabled Resolutions.

45
46 **Tabled Resolutions**

47
48 We have Tabled Resolution **1555(-2020) - Directing the issuance of a**
49 **request for expressions of interest for the implementation of**
50 **body-worn cameras for officers of the Suffolk County Police**
51 **Department (Richberg).**

52
53 **LEG. SPENCER:**

54 I think that --
55
56

1 **D.P.O. HAHN:**
2 Motion. Motion to approve.

3
4 **LEG. SPENCER:**
5 Second.

6
7 **CHAIRMAN DONNELLY:**
8 So we have a motion to approve by Legislator Hahn. Seconded by
9 Legislator Spencer. All in favor? Opposed? Motion is carried.

11:03AM 10

11 **MR. DUBOIS:**
12 *Nine (Not Present: Presiding Officer Calarco).*

13

14 **Introductory Resolutions**

15

16 **CHAIRMAN DONNELLY:**
17 *Introductory Resolution 1614(-2020) - Accepting and appropriating*
18 *additional 100% grant funding in the amount of \$45,000 from the*
19 *State of New York Governor's Traffic Safety Committee*
20 *passed-through the STOP-DWI Foundation for the Suffolk County*
21 *STOP-DWI Program to fund DWI enforcement related high visibility*
22 *road check patrols with 100% support (County Executive). I make a*
23 *motion to place on the Consent Calendar.*

11:03AM 20

24
25 **LEG. SPENCER:**
26 Second.

27
28 **CHAIRMAN DONNELLY:**
29 Seconded by Legislator Spencer. All in favor? Opposed?
30 Abstentions?

11:03AM 30

31
32 **MR. DUBOIS:**
33 *Nine.*

34
35 **CHAIRMAN DONNELLY:**
36 Motion is carried.

37
38 **MR. DUBOIS:**
39 *Ten, sorry.*

11:03AM 40

41 **CHAIRMAN DONNELLY:**
42 *Introductory Resolution 1616(-2020) - Appropriating funds in*
43 *connection with the Renovation to Marine Bureau Facility.*
44 *(CP 3195) (County Executive). I'll make a motion to approve.*
45 *Seconded by Legislator Sunderman. All in favor? Opposed?*
46 *Abstentions?*

47
48 **MR. DUBOIS:**
49 *Ten.*

11:04AM 50

51 **CHAIRMAN DONNELLY:**
52 Motion is carried.

53
54 *Resolution No. 1617(-2020) - Appropriating funds in connection with*
55 *Police Headquarters, Precinct and Lobby Upgrades (CP 3521) (County*
56 *Executive). I'll take a motion from Legislator Gonzalez, seconded*

1 by Legislator Sunderman, to approve. All in favor? Opposed?
2 Abstentions?

3
4 **MR. DUBOIS:**
5 *Ten.*

6
7 **CHAIRMAN DONNELLY:**
8 Motion is carried.

9
10 **Resolution No. 1618(-2020) - Appropriating funds in connection with**
11 ***Police Detention Area Security Camera Systems Upgrades(CP 3522)***
12 ***(County Executive).*** Motion by Legislator Gonzalez. Seconded by
13 Legislator Fleming. All in favor? Opposed? Abstentions?

14
15 **MR. DUBOIS:**
16 *Ten.*

17
18 **CHAIRMAN DONNELLY:**
19 Motion is carried.

11:04AM

20
21 **Introductory Resolution No. 1625(-2020) - Accepting and**
22 ***appropriating a grant in the amount of \$993,861 from the New York***
23 ***State Division of Criminal Justice Services for the Gun Involved***
24 ***Violence Elimination (GIVE) VII Program (County Executive).*** Motion
25 by Legislator Gonzalez, seconded by Legislator Berland, to approve.
26 All in favor? Opposed? Abstentions?

27
28 **MR. DUBOIS:**
29 *Ten.*

11:05AM

30
31 **CHAIRMAN DONNELLY:**
32 Motion is carried.

33
34 **Resolution No. 1626(-2020) - Amending Resolution No. 449-2013 to**
35 ***require notification upon 5% vacancy in budgeted Public Safety***
36 ***Dispatcher or Emergency Complaint Officer Positions (Hahn).***
37 I'll take a motion from Legislator Hahn.

38
39 **D.P.O. HAHN:**
40 Thank you.

41
42 **CHAIRMAN DONNELLY:**
43 Seconded by Legislator Kennedy.

44
45 **LEG. SUNDERMAN:**
46 Question.

47
48 **CHAIRMAN DONNELLY:**
49 On the motion?

50
51 **LEG. SUNDERMAN:**
52 Question on the motion.

53
54 **CHAIRMAN DONNELLY:**
55 Oh, I'm sorry. Anthony -- Legislator Piccirillo, you have a
56 question.

1 **LEG. PICCIRILLO:**

2 Thank you. Thank you, Mr. Chair and the committee, for the
3 deference. I thank Legislator Hahn for putting this in. I just --
4 someone had called the office and said they had a long wait time
5 when they had called a non-emergency office and an Emergency
6 Complaint Officer through FRES, and I was just wondering what the
7 wait time was during the storm. If anybody can answer that
8 question for me that's here today; I don't know if anybody is here,
9 but.

11:06AM 10

11 **CHAIRMAN DONNELLY:**

12 I think we have Lieutenant Calandrillo who could probably take a
13 shot at it.

14
15 **LIEUTENANT CALANDRILLO:**

16 Good morning. I don't have that specific information today.
17 There was the -- I can get that for you and e-mail it to you,
18 though.

11:06AM 20

20 **LEG. PICCIRILLO:**

21 Okay, great.

22
23 **LIEUTENANT CALANDRILLO:**

24 It was the storm we just had that --

25
26 **LEG. PICCIRILLO:**

27 Yep. Yeah, from the Emergency Complaint Officer, you know,
28 section, not the 911 Emergency. Just someone had called me really
29 upset that they were waiting 13 to 15 minutes to get someone on the
30 phone. I mean, I just think this goes to show how important this
31 resolution is to fill these positions because it's just -- you
32 know.

11:06AM 30

33
34 **LIEUTENANT CALANDRILLO:**

35 I don't think that had anything to do with staffing that day.
36 I believe it was just sheer volume of calls.

37
38 **LEG. PICCIRILLO:**

39 Right.

40
41 **LIEUTENANT CALANDRILLO:**

42 I believe we were -- I'll double check, but I'm almost certain we
43 were fully staffed that day.

44
45 **LEG. PICCIRILLO:**

46 Okay, great. Yeah, just, you know, trying to solve this
47 constituent complaint. I appreciate it. Thanks so much.
48 Thank you, Mr. Chairman.

11:07AM 50

50 **CHAIRMAN DONNELLY:**

51 You're welcome, Legislator Piccirillo. Anybody else? Legislator
52 Sunderman.

53
54 **LEG. SUNDERMAN:**

55 Excellent bill; thank you. Question, and I don't know if you're
56 going to be able to answer it. Is there anybody from -- or in

1 charge of the Communications here?

2

3 **LIEUTENANT CALANDRILLO:**

4 No, not today.

5

6 **LEG. SUNDERMAN:**

7 Okay. So, are we looking to do away with the ECO position?

8 I have a series of questions.

9

10 **LIEUTENANT CALANDRILLO:**

11 Okay.

12

13 **LEG. SUNDERMAN:**

14 Because I know these answers, so I want to see how we're going to
15 go with these questions.

16

17 **LIEUTENANT CALANDRILLO:**

18 Okay. I can try to -- I'll do my best to answer them. I'm not an
19 expert, I'm not from Communications, but we did begin a program in
20 2019 where we began transitioning to a one-title Communications
21 Center. So as an ECO position is vacated through retirement,
22 resignation or what may -- or other, we obtain approval to have the
23 position earmarked to a PSD I position. So in -- we've -- again,
24 we started that in 2019 and we only transfer that position over
25 when an ECO leaves. So eventually the goal is to have a one-title
26 Communications Section, and the reason for that is flexibility.
27 A PSD could do the job of an ECO or a PSD, a Public Safety
28 Dispatcher. An ECO can only do the ECO job. So it gives us much
29 greater flexibility to have the one-title Communications Section.

11:07AM

30

31 **LEG. SUNDERMAN:**

32 I would agree that they could do both jobs. My concern is if I'm
33 hired as a PSD and I now am doing both jobs, does that affect the
34 morale of a PSD who gets hired as a PSD? Now you're saying, *Hey,*
35 *I need you to stay and do ECO work,* when I've been on the job for
36 ten years or even three years. Now you're telling me to do an
37 ECO's job which I wasn't originally hired for, now I'm doing an
38 ECO's job. Does that affect the morale of a Public Safety
39 Dispatcher, number one?

11:08AM

40

41 Number two, what training do I get as an ECO when I first start and
42 what do I get as a PSD? Two separate trainings. And how long is
43 the time of the training that I would get.

44

45 And number three, what do we do with the current ECO list that I've
46 taken -- not me personally, but what have I done that I took an ECO
47 test and now I'm not getting hired and you're only hiring PSD. I
48 was interested in a career with the Police Department as an ECO and
49 now I'm not getting an opportunity. I have a more series of
50 questions.

11:10AM

51

52 There's a big issue that I have with the direction we're going.
53 I'm not saying it's not a good idea, I just have concerns; morale
54 on the current PSDs. What are we doing with the current ECO list?
55 Have you changed the job description for the current PSDs? Is it
56 in their job description to do both? I just have a lot of concerns

1 here.

2

3 **LIEUTENANT CALANDRILLO:**

4 And those are all valid questions. I can't speak for the morale of
5 an individual PSD. I've never had that job, I've never worked it.
6 It's definitely a difficult, challenging job. I don't know how one
7 would feel if they were put on an ECO post for a day, but, you
8 know, that's something we can certainly -- I can talk to
9 Communications about and see what the feedback is they're getting
10 on that.

11:10AM

11

12 As far as training, you know, I think the training program is
13 pretty lengthy. I understand it's about four months, and bringing
14 in the PSDs, we are training them on both sides, the new PSDs.
15 They are coming in with the understanding that they may be working
16 in a job where an ECO would normally -- they may be filling in for
17 ECOs. So they are coming in with that understanding, the new PSDs
18 that are hired, that is explained to them.

11:11AM

19
20 As per the current list, that's a great question. I don't know how
21 we're handling that. I definitely can talk to Communications but,
22 you know, it's -- I can get you more specific information on that.

23
24 **LEG. SUNDERMAN:**

25 I mean, I think Civil Service at some point needs to be involved.
26 Because what does the new ECO list mean? I'm just -- I'm
27 concerned, where does that go? And then, you know, does the job
28 title need to be rewritten for the PSD on the Civil Service side?
29 I think there's just a lot of questions. Is there more pay
30 involved? I don't even know that question, for the current PSD.
31 I mean, I think there's a lot of questions here that are open for
32 discussion back with your command staff, I would think.

11:12AM

33
34 **LIEUTENANT CALANDRILLO:**

35 The PSD is a higher rate; I don't have the numbers in front of me,
36 but it is a higher rate than an ECO.

37
38 **LEG. SUNDERMAN:**

39 Could you get back to us with that information then?

11:12AM

40
41 **LIEUTENANT CALANDRILLO:**

42 Yes.

43
44 **LEG. SUNDERMAN:**

45 Thank you. Thank you, Chairman Donnelly.

46
47 **CHAIRMAN DONNELLY:**

48 Thank you, Legislator Sunderman. Anyone else on this issue? I
49 know that, as a point of personal privilege, many Legislators have
50 been contacted, there's labor issues and so forth. Perhaps down
51 the road, through the Presiding Officer's Office, we can have them
52 come in and try and continue to work through this.

11:12AM

53
54 **P.O. CALARCO:**

55 Yes.

56

1 **CHAIRMAN DONNELLY:**

2 So we have a motion by Legislator Hahn. Seconded by Legislator
3 Kennedy on Introductory Resolution 1626. All in favor? Opposed?
4 Abstention?

5
6 **MR. DUBOIS:**

7 *Ten.*

8
9 **CHAIRMAN DONNELLY:**

10 11:13AM Motion is carried. Great job, Legislator Hahn.

11
12 Introductory Resolution *1628(-2020) - Adopting Local Law No. -2020,*
13 *A Local Law to strengthen the County's school bus photo violation*
14 *monitoring program (Krupski).* I'll take a motion from Legislator
15 Gonzalez to approve. Seconded by Legislator --

16
17 **MS. SIMPSON:**

18 Excuse me, this needs to be tabled --

19
20 **CHAIRMAN DONNELLY:**

21 -- Sunderman.

22
23 **MS. SIMPSON:**

24 -- for Public Hearing.

25
26 **CHAIRMAN DONNELLY:**

27 Oh, I'm sorry. Okay. So Resolution No. 1628 will be tabled for a
28 Public Hearing. Same motion, same second. All in favor?

29
30 11:13AM **MR. DUBOIS:**

31 I'm sorry, who was the second?

32
33 **CHAIRMAN DONNELLY:**

34 Legislator Sunderman.

35
36 **LEG. KENNEDY:**

37 Cosponsor.

38
39 **D.P.O. HAHN:**

40 Cosponsor.

41
42 **CHAIRMAN DONNELLY:**

43 List Legislator Kennedy as a cosponsor. List Legislator Hahn as a
44 cosponsor, Legislator Gonzalez, myself, Legislator Sunderman,
45 Legislator Flotteron, Legislator Spencer, Legislator Berland; I
46 think the entire Public Safety Committee, as well as Legislator
47 Piccirillo. So this will probably be an all eighteen. Thank you
48 for bringing that forward, Legislator Krupski. So a motion and a
49 second to table for Public Hearing; you got it?

50
51 **MR. DUBOIS:**

52 Yes.

53
54 **CHAIRMAN DONNELLY:**

55 All in favor?

1 **LEG. SPENCER:**
2 On the motion?

3
4 **CHAIRMAN DONNELLY:**
5 On the motion, Legislator Spencer.

6
7 **LEG. SPENCER:**
8 1628, that we're tabling. This is -- yeah, I want to congratulate
9 my colleague Al on really a great bill. I know that they're --
10 this is a great thing to do and we want to direct the funds where
11 they're needed.

12
13 I have gotten word that part of the vendor's contract, there is an
14 education component. And I know that the bill spells out a
15 percentage of the money goes towards education and, you know,
16 definitely knowing just how important money is, I don't want the
17 bill to encumber really badly needed funds that could cover
18 salaries for some of our people in Public Works and things that
19 will be also helping to get the safety infrastructure in place.
20 And I hope that you're working with the Administration as far as --
21 I mean, the idea is good, but to not have something that really
22 pigeon holes us into how the funds can be used and that we have
23 something that the Administration can support.

24
25 **LEG. KRUPSKI:**
26 And that's a great question and I add, I did speak to them about
27 the public safety -- I mean, the public outreach component. And
28 I've been working with the original sponsor, Legislator Sunderman,
29 on this bill, because it was his input that kind of brought the
30 whole -- I think the whole thing together.

31
32 So I agree with you. You know, 20% was a number we came up with,
33 it's -- but it's important because you really want people to obey
34 the law in the beginning. You don't want to collect money for
35 violations and God forbid a child gets hurt or killed. So the
36 whole part of this is first to get them to try to obey the law and
37 understand that this is serious, but then direct the money to
38 different traffic safety projects, which there are many throughout
39 the whole County in everyone's district. So -- and DPW certainly
40 knows how to use that money well, you know, throughout the County.

41
42 So, you know, I want to thank and acknowledge Legislator Sunderman
43 because he was -- you know, he was part of all this, and it was his
44 original bill.

45
46 **LEG. SPENCER:**
47 Thank you.

48
49 **CHAIRMAN DONNELLY:**
50 Legislator Kennedy.

51
52 **LEG. KENNEDY:**
53 I just would like to thank Legislator Krupski and Legislator
54 Sunderman for putting this in. My concern was highways that are
55 separated, as is Route 347, by a wall. I am sure, I ask everyone
56 in my district, do you know that a bill was just passed where you

1 have to stop when a school bus is on the other side of the road,
2 and this includes Route 347. Not one person has been aware of
3 this. So educating the public is vitally important, especially on
4 crowded roads that are divided. I appreciate this. Thank you.

5
6 **CHAIRMAN DONNELLY:**

7 Thank you, Legislator Kennedy. Anyone else on Resolution 1628?
8 No? Okay. So we have a motion and a second for Public Hearing.
9 All in favor? Opposed? Abstentions?

11:17AM 10

11 **MR. DUBOIS:**

12 *Ten.*

13
14 **CHAIRMAN DONNELLY:**

15 Motion is carried.

16
17 **LEG. SPENCER:**

18 Mr. Chair, before you adjourn. Could I just make a 15-second
19 remark, please, sir?

11:17AM 20

21 **CHAIRMAN DONNELLY:**

22 You may, Legislator Spencer. The floor is yours.

23
24 **LEG. SPENCER:**

25 Thank you. And I wanted to just express my appreciation for the
26 Commissioner coming and putting just the information on the record.
27 And I see a lot of good that we are doing, but I do think that
28 there's a -- the one thing that we're not doing, and this goes to
29 the Administration as well as to us, the Police Department, is that
30 if we're doing all of these good things and have all of these plans
31 and the public isn't adequately aware of it, then, you know, we're
32 not going to get the benefit of letting our communities know that
33 we are addressing the problem, because many of them aren't going to
34 be listening to this hearing. And so I would encourage the
35 Administration to do something more publicly to let people know
36 what we are doing, because we think there's a lot of good stuff out
37 there. Thank you, sir.

11:18AM 30

38
39 **CHAIRMAN DONNELLY:**

40 Of course, Legislator Spencer. Anyone else, point of personal
41 privilege?

11:18AM 40

42
43 So we have no Home Rule messages. We did discuss the
44 correspondence through the Presiding Officer's Office for the CN
45 for the General Meeting. I just want to thank everybody for their
46 cooperation. This was an important meeting. We covered a lot of
47 territory.

48
49 I'll take a motion from Legislator Fleming, seconded by the
50 Presiding Officer, to adjourn. All in favor? Opposed? We are
51 adjourned. Thank you, all.

11:19AM 50

52
53 *(*The meeting was adjourned at 11:19 a.m. *)*

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