

**DANE COUNTY CRIMINAL JUSTICE COUNCIL
MINUTES OF THE AUGUST 29, 2012 MEETING**

MEMBERS PRESENT: McDonell, Foust, Esqueda, Parisi, Mahoney, Ozanne

NON-VOTING MEMBERS PRESENT: Watson, Rusk, Wray

NON-VOTING MEMBERS EXCUSED: Anhalt

OTHERS PRESENT: Saterfield, Hicklin, Purcell, Clark-Bernhardt, Kostelic, Teuscher, Hook, Thurlow, Jones

The meeting was called to order at 11:33 a.m.

There was no public comment.

Approval of minutes from the July 26, 2012 meeting was before the council. Motion by McDonell and seconded by Foust to approve the minutes with the addition of Lynn Green listed as present. Motion carried, 6-0.

An update on grant opportunities was before the council. Foust reported on ABA opportunity of approximately \$400,000 to be split among communities awarded. The purpose of the grant was to improve racial disparities.

Resolution 106 was tabled until later in the meeting by unanimous consent.

The High School Mock Trial was before the council as a discussion topic. Discussion ensued regarding the budget to pay for security screening for one Saturday for the mock trial. County Controller Hicklin indicated that there would be a cost for overtime for screeners on a Saturday. This would be a DOA budget item. Parisi suggested asking the Bar Association if they can pick up the cost of security/facility.

The conversation returned to the grant update and Resolution 106. Clack-Bernhardt spoke about an effort called "Know Your Rights and Responsibilities." The grant in Resolution 106 needs to be spent by the end of November.

Clark-Bernhardt discussed other grant opportunities. The Wisconsin OJA grant training was done 8/22-8/24 with people from Porch Light, Journey, DOC, Abuse Intervention. There were many Dane County employees present. Other opportunities include:

- JAG-CJC innovation grant
 - Not approved for laptops
 - Grant will be awarded, but working on budget
 - Motivational interviewing is the piece that may be the focus, using the Carey Group.
- ABA racial improvement project
 - Dane County could get technical assistance over 2 years of \$50,000 to \$100,000.
 - Dane County would need to be specific about where are we going to lower racial disparities. The Racial disparities work group could weigh in here.
 - Clark-Bernhardt stated that when the application was made a couple of years ago, there were many that signed off on it. She believes that the racial disparity work group could be the working arm for the grant with the CJC in charge.
- Robert Wood Johnson Foundation
 - Focus is middle school/high school men of color.

- Up to \$500,000 for up to 30 months
- Clark-Bernhardt is working on brief proposal with deadline of October 10
- Mentions the County Board's new Education Committee as another positive aspect for getting this grant.

Discussion of the 2013 budget was before the council. Parisi asked County Controller Chuck Hicklin to come in and talk about the overall picture of the budget. The capital budget is not subject to the Governor's levy cap but the operating budget is. Hicklin indicated that employee groups have helped to keep costs manageable. He pointed out:

- The 1% or 2% departments were asked to cut budgets is low compared to recent years.
- 2011 end of year has turned around from -\$5 million to \$10+ million. Delinquent taxes are being paid and the sales tax has recovered. End of year DHS revenue from state was also helpful.
- The county is starting the 2013 budget in better shape than the past.

Parisi asked what will stabilize the bond rating. Hicklin said to get it stable, we need to show that we are building the general fund to \$15 million for several years. In 2013, sales tax will help with the cost to continue. We will not have tax levy growth. In the past, we were not using all levy available to us. In 2012 we were at the limit. The base for 2013 will be based on what was levied the previous year. We no longer have the flexibility we used to have. New construction is a factor, and that was less than 1%. That will only be about an \$1 million allowed increase in levy. The capital budget payments, however, are not limited under levy limit.

Discussion ensued regarding valuation, new construction, and DHS end of year revenues (which varies from \$2.5-\$4.7 million). The county cannot budget based on it coming in. There is no revenue cap. The cost to continue for employees is normally \$5 million. In 2013 it will be in the \$3 million range. Pension increases will be clear in September. The increased pension contribution may cost the county between \$600,000 to \$1.2 million.

Work group reports and direction were before the council.

Electronic Efficiencies

Jones facilitated the discussion. He asked for an update regarding: long term goals, steps/activities, resources needed to accomplish and obstacles the CJC can address.

Esqueda said they have not met since speaking with MPD. MPD is using New World for electronic intake. Wray indicated MPD would go live this fall. Esqueda said they were letting agencies work toward this implementation. Ozanne added there is a 5-agency consortium with Global.

Ozanne spoke of the DA's Office becoming paperless. Two issues are who can allow wireless into the PSB and funding. Electronic transfer of reports would then be possible. Next year the District Attorney's Office will address electronic filing of reports from law enforcement and storage. They are working on scanning. Discussion ensued regarding processes impacted by going paperless.

Jones asked if there are any activities planned for the next month. Ozanne indicated they are waiting for District Attorney IT services (DAIT). Wray said they are looking at staffing pattern and potential impacts. The Madison Police Department has go-live dates this fall and winter.

McDonnell said the Board and County Executive will need to know if capital items are necessary for implementation. Jones asks if there is a written summary of this. Ozanne indicated that the system

depends on state funding. He anticipate DAIT actions within the next couple of months. E-filing will probably not happen in the next year. They are working on figuring out file storage.

Racial Disparities

Ozanne indicated that the group met the day before the CJC meeting. The focus of the work group will be on keeping youth out of the criminal justice system. One idea is to expand on teen courts, with a focus on those aging out of juvenile and young adults. At the next meeting the schools will bring info on teen court. There was also discussion regarding a community court structure. The battery ordinances might allow that. However, discussion of consistency and the role of law enforcement is needed.

Wray spoke of the need for a bridge from teenagers to adults. There is a gap. Lafollette High School is doing very well. If we try in a community court model in the neighborhoods, we would need the support of CJC. He said that this approach was tried in South Madison, with issues at bus shelter. There is a need to tighten up due process.

The need for funding was discussed. Foust indicated funding would be needed for a community organizer in 6 months. Parisi pointed out that Operation Fresh Start focuses on young adults aged 16-24 and he wondered if Americore funding would be possible. Foust asked Clark-Bernhardt to determine if there is possible funding from Americore.

In addition to teen and community courts, fast track courts were discussed. Ozanne said that he and Watson have talked about getting information from Milwaukee where DAs working on referral. They are looking to fast track at initial appearance. Foust said the idea was to do this so they do not get a record. The public defender would need access to intake as fast as the DA.

Discussion ensued regarding victim notification, offers at initial appearance, fast track deferral before any record is created, and chapter 950 compliance.

Foust indicated that the Work Group will meet 4th Tuesday. For the next meeting they will invite Time Bank and Youth Services Southern Wisconsin, the groups that support the teen courts.

Jones summarized that there are 2 initiatives:

- Teen Court
- Fast Track

Ozanne said that most of the focus is on teen court.

Watson indicated that the fast track is mostly about efficiency. She said that the group did not formalize goals this past month.

Jones asked whether the group specify a goal and measurable outcomes. Ozanne said that would be to reduce youth coming into the criminal justice system. Discussion ensued regarding the usefulness of having a measurable, archived goal. Wray said they may have some baseline data already. Emphasis on the need to target teenagers. Parisi suggested looking to the Lafollette experience for metrics. Ozanne indicated that the Madison Metropolitan School District may be bringing in the Time Court staff, and that needs clarification.

Huber Work Group

Mahoney reported that the Sheriff's Office is doing data collection, but that the effort falls on existing staff. He asked the CJC to bear that in mind because staff are limited because have other job

responsibilities. He said that the goal is to close the Ferris Center and house inmates at the PSB. They are developing an RFP for a needs analysis, focusing on special inmate needs such as mental health.

Mahoney spoke of the possible approach of absorbing the Ferris population into the PSB, as well as the possible need for a different facility. One idea is to move in to the visitation area and then have video visitation. The jail administration space and visitation could move. They are also looking at video arraignment. They might also explore using secure court room as housing.

Jones asked about the group's goals. Mahoney indicated that the RFP will drive needs and the Huber Center closure. They are looking at reducing all inmates' admissions and length of stay.

Jones wondered what the work group needs from the CJC? Mahoney indicated a need for discussion of alternatives. For example, is video arraignment possible? Ozanne said there are cases on this. Foust said Rock County does initial appearances via video arraignment, but it must be public sitting of the court. One must decide things such as where will PD sit – with client or with judge?

Discussion ensued regarding how to accomplish video arraignment. Parisi suggested looking at how others accomplish this. Foust said there was a need for video conferencing equipment in Room 1A in courthouse. Esqueda offered to contact counterparts around state to see who is doing this. Mahoney indicated that full discussion among key stakeholders would be important.

- The council returned to consideration of Res. 106, 12-13, Authorizing Acceptance of Grant Funds for the Dane County Office of Equal Opportunity. Motion by McDonell/Foust to recommend adoption of Res. 106 to the County Board. Motion carried, 6-0

The meeting adjourned by unanimous consent at 1:30pm.

Respectfully submitted,

Note: These minutes are the notes of the recorder and are subject to change at a subsequent meeting of the council.