



Waukesha County Criminal Justice Collaborating Council (CJCC) Minutes Wednesday, January 23, 2019

Team Members Present:

Hon. Jennifer Dorow, Chief Judge & Chair
Sheriff Eric Severson
HHS Director Antwayne Robertson
DOC Regional Chief Sally Tess
SPD Regional Attorney Manager Sam Benedict
Clerk of Circuit Court Gina Colletti
Town of Brookfield Municipal Judge JoAnn Eiring

Victim Witness Coordinator Jen Dunn
County Board Chair Paul Decker
County Executive Paul Farrow
Citizen Member Jody Huelsman
District Attorney Sue Opper
District Court Administrator Michael Neimon

Team Members Absent:

City of Waukesha Mayor Shawn Reilly
DOC Community Corrections Field Supervisor Marla Bell
WCS Associate Executive Director Sara Carpenter

Menomonee Falls Police Chief Anna Ruzinski
UW-Extension Director Jerry Braatz

Others Present:

Sr. Administrative Specialist Janelle McClain
Diversion Coordinator Shelby Maruszczak

CJCC Coordinator Rebecca Luczaj

Welcome

Dorow called the meeting to order at 8:37 a.m.

Approve Minutes from November 28, 2018

Motion: Decker moved, second by Farrow, to approve the minutes from November 28, 2018. Motion carried unanimously.

Update on OWI Treatment Court Staffing Team Participation in the National Center for DWI Courts (NCDC) / National Highway Traffic Safety Administration (NHTSA) Operational Tune-Up Training

Luczaj distributed and reviewed a document titled "Application for NHTSA/NCDC DWI Court 2 Day 'Operational Tune-Up' Training."

The training will take place in Wisconsin Dells on March 12 and 13. Waukesha County is sending: Luczaj, Judge Lau, Anna Kees (State Public Defender), Brian Juech (Assistant District Attorney), Susan Andrews (HHS Clinical Therapist), Kristy Gusse (WCS Supervisor), Haley Passey (WCS Case Manager), Sarah Rogge (Department of Corrections), and Marla Bell (Department of Corrections).

DOJ Pretrial Pilot Project Update

State DOJ Application for Pretrial Research and Implementation Sites

Luczaj reported that the State DOJ applied to an RFP by The Arnold Foundation to provide technical assistance during the implementation of the new PSA tool. While the State DOJ is looking as though they will be selected for one of the ten jurisdictions, final decisions will be made known by March 1. If Wisconsin is selected, Waukesha County could receive on-site technical assistance and local validation of the tool.

Software

DOJ will be purchasing software licenses for pilot counties, which will be used for automated scoring of the PSA, and should be available within the next couple of months. Staff will be able to use the software for case management and to run outcomes reports.

NCIC Access

The ordinance creating a Pretrial Services “subunit” of the CJCC was approved by the County Board on December 18 and signed by the County Executive on December 28. Luczaj is preparing the application to be resubmitted to the FBI for NCIC access.

State DOJ Funding for EBDM Counties

The State DOJ has unspent justice assistance grant funds that they are going to offer to the EBDM counties on a non-competitive basis. The funds would be for PSA implementation costs for the calendar years of 2019 and 2020. Luczaj commented that the funds for Waukesha County could be used for NCIC access fees, to hire additional pretrial screeners, to provide additional training on the PSA tool, and potentially to assist with offsetting the costs for indigent users of GPS and SCRAM. The DOJ will not allow the funds to be used to offset program fees. The solicitation should be released very soon.

Update on Progress of Legislative Study Committee on Bail and Conditions of Pretrial Release

Dorow reported that the last meeting of the committee is scheduled for January 29. The committee is hoping to make changes to legislation and the constitution; however, there are difficulties due to constitutional provisions regarding changes that can be made.

Update on 5/31/19 Fundamentals of Bail Training

The National Institute of Corrections’ Lori Eville and national bail expert Tim Schnacke will be conducting an all-day training for the judges and commissioners, reviewing the fundamentals of bail. The training may be opened to other justice partners as well. The court officials’ calendars have been cleared to allow them to attend the training. Essential hearings will be heard by reserve court officials.

Pretrial Diversion Grant Implementation Update

New Diversion Coordinator, Shelby Maruszczak

Opper introduced Maruszczak to the committee. Maruszczak began on January 7, and has been attending the treatment courts and various CJCC meetings. Opper, Luczaj, and Maruszczak have been meeting regularly to prepare for program implementation.

Timeline for Implementation

Implementation of the pretrial diversion program is anticipated to be in mid to late February. Maruszczak will be presenting diversion and DPA contract drafts at the next Alternative Interventions Committee meeting.

Secure Courthouse Addition Update

Dorow informed the committee that, as of Monday, Intake Court has been moved from CG49 to C266. CG49 will be demolished, and then construction will begin on the new central holding area. Once that is finished, the old central holding area will be demolished. Two courtrooms will be lost, so after modifications are made, one courtroom will be in C360, and the other will be in the County Board Room (C350). Once the new secure holding area is complete, the ground will be broken on the new building.

The Clerk’s and Sheriff’s offices are connecting with the judges on a daily basis to address any possible issues that could result due to jail transports. Severson requested that if there are any issues during the construction/transition period, to please bring them up with his staff immediately so that the issues can be resolved quickly.

CJCC Committee Updates

Pretrial

Dorow reported that once the pretrial pilot program is implemented, the committee may have to meet more frequently. The Pretrial Committee will be adding “courthouse construction issues” as a standing item on the agenda.

Case Processing

Neimon commented that the pretrial conferencing program continues to be successful, averaging a case resolution rate of 64%. Pretrial conferencing is officially no longer a “pilot” program, but rather a permanent component of case processing.

Judge Ramirez has requested the group look at how Riverside reviews are handled over the weekend and scheduled for Intake Court. Dorow stated that they are looking at which defendants can be released on signature bonds over the weekend so that the Monday lock-up calendar is lighter.

Judge Schimel will be joining the committee, as Judge Ramirez is rotating out of the criminal division.

The Case Processing Committee will also be adding “courthouse construction issues” as a standing agenda item.

Alternative Interventions

Benedict stated that the main focus of the February meeting will be to obtain stakeholder feedback so that implementation of the diversion grant can begin as soon as possible.

Mental Health

Robertson commented that the committee is regrouping by changing their meeting times and reviewing their change targets.

Severson is speaking with other Sheriffs and legislators regarding challenges with the Winnebago Mental Health Institute. Robertson and Severson will collaborate on putting a letter together describing the problems we have encountered.

Victims’ Rights

Dunn reported that the committee continues to work on restitution. A new Restitution Specialist will be starting in the Victim Witness office on Monday.

Judge Aprahamian is developing a local rule for use of a restitution affidavit in court, which may reduce the number of restitution hearings by approximately 2/3.

The committee will be reviewing their change targets at an upcoming meeting. Dunn also commented that the state is pushing funding out for crime victims, so she is hoping to upgrade waiting rooms and provide more services to crime victims.

Other

Judge Carter and Dunn will be co-chairing the Anti-Human Trafficking Ad Hoc Committee that will be starting soon.

Adjourn

Motion: Farrow moved, second by Decker, to adjourn the meeting at 9:31 a.m.