



Waukesha County Criminal Justice Collaborating Council (CJCC) Minutes Wednesday, July 24, 2019

Team Members Present:

Hon. Jennifer Dorow, Chief Judge & Chair (via phone)
SPD Regional Attorney Manager Sam Benedict
District Court Administrator Michael Neimon
City of Waukesha Mayor Shawn Reilly
DOC Community Corrections Field Supervisor Marla Bell
Citizen Member Jody Huelsman
HHS Clinical Services Manager Joan Sternweis (proxy for Robertson)

Clerk of Circuit Court Gina Colletti
County Board Chair Paul Decker
Victim Witness Coordinator Jen Dunn
WCS Associate Executive Director Sara Carpenter
District Attorney Sue Oppen
DOC Supervisor Tammy Caputa (proxy for Tess)

Team Members Absent:

County Executive Paul Farrow
UW-Extension Director Jerry Braatz
Sheriff Eric Severson
Menomonee Falls Police Chief Anna Ruzinski

DOC Regional Chief Sally Tess
Town of Brookfield Municipal Judge JoAnn Eiring
HHS Director Antwayne Robertson

Others Present:

Justice Services Coordinator Rebecca Luczaj
Citizen Ralph Schultz
Jeremy Perri

Senior Administrative Specialist Janelle McClain
Citizen Bob Gibson
Mary Wittwer

Welcome

Vice-Chair Decker called the meeting to order at 8:31 a.m., and attendees and guests introduced themselves.

Approve Minutes from May 22, 2019

Motion: Huelsman moved, second by Bell, to approve the minutes from the May 22, 2019 meeting. Motion carried without a negative vote.

Update on State Public Defender (SPD) Regional Attorney Manager Succession Planning

Benedict introduced his replacement, Jeremy Perri, to the CJCC. Perri will be taking the place of Benedict on all of the CJCC committees that Benedict is a member of, as of his retirement on September 1, 2019.

Decker and Dorow extended a thank you and congratulations to Benedict for the 17 years that he has been a member of the CJCC and the 40 years he has been with the State Public Defender's Office.

Update on Recent CJCC Grant Activity

WI DOJ Pretrial Pilot Sites Grant Award

Luczaj stated that the County Board approved the ordinance accepting the Pretrial Pilot Sites Grant Award and appropriated the grant money into the 2019 CJCC budget. The non-competitive grant awarded the County \$68,421 for costs associated with implementation of the Public Safety Assessment (PSA). The grant is effective from June 1 through December 31, 2019. The DOJ anticipates funding for an additional 1-3 years, for up to \$100,000 per year, per county. Waukesha County will be using the grant funds to hire an additional full-time pretrial screener through WCS, as well as \$30,000 to offset pretrial electronic monitoring costs for indigent defendants that can be used as of August 1. Additionally, funds will be used for NCIC yearly user fees, and to send Commissioner Costello and Pretrial Screening Supervisor Christine Olsen to the National Association of Pretrial Services Agencies (NAPSA) training in September.

Dorow disconnected at 8:38 a.m. and reconnected at 8:39 a.m.

WI DOJ Crisis Intervention Team (CIT) Training Grant Award

Luczaj stated that the County Board approved the ordinance accepting the CIT Grant Award and appropriated the grant money into the 2019 CJCC budget. Waukesha County received the maximum amount of \$20,000. The County will be subcontracting with NAMI Waukesha to facilitate a CIT training on September 23-27, 2019. Up to 25 law enforcement officers from within Waukesha County will be permitted to attend, with stipends available for departments of \$400 per officer who completes the training. As of this morning, the training is nearly full. The number that each department could send to the training was restricted to five officers in order to allow as many departments to participate as possible.

US DOJ Justice and Mental Health Collaboration Program (JMHCPC) Grant Application

Luczaj distributed and reviewed a document titled "BJA Justice and Mental Health Collaboration Program (JMHCPC); Grant Application Summary; July 2019." The application's due date had been extended from June 25 to July 15.

If awarded, this grant will provide community crisis stabilization services in Waukesha County with the long-term goal of creating a crisis respite facility within the county. To achieve that goal, Waukesha County will plan to apply for the next round of funding under this solicitation for up to \$750,000 over three years. The required in-kind match for the grant will be met by using Danielle Birdeau's time, who is the Crisis Services Supervisor for HHS.

2020 CJCC Budget Overview

Luczaj distributed and reviewed a document titled "2020 CJCC Budget." The CJCC budget was presented to the HHS Board last week. Luczaj explained that the Fund Balance increase is for 4th quarter expenses to sustain the Drug Treatment Court program, since the federal grant is expiring on September 30, 2020. \$10,000 in Fund Balance remains in the budget for judicial training related to CJCC initiatives. \$10,000 was added to Operating Expenses for the second half of 2020 in the event that WCTC's federal grant that offsets a portion of the cost of the Jail Adult Basic Education (ABE) program ends on June 30, 2020.

Review and Discuss National Network of Criminal Justice Coordinating Councils' (NNCJCC) 2019 CJCC Survey Responses

Luczaj distributed and reviewed a document titled "2019 CJCC Survey Responses; Waukesha County." Out of the 10 Wisconsin Counties that responded to the survey, 6 were EBDM counties. Out of the 18 Waukesha County CJCC members, 12 responded (67%), which was a higher response rate than the other jurisdictions.

Dorow was concerned about the stakeholder engagement responses. Decker stated that "engagement" may have also been interpreted as "disagreement."

Huelsman was surprised that the statement "The CJCC could be improved" was portrayed as a negative, when in fact anything can be improved upon.

Update on Courthouse Construction Project

Dorow reported that despite a few disruptions, construction is proceeding along well. There has been a temporary loss of two secure courtrooms, so judges will be moved to accommodate jury trials as needed. The next judicial rotation will be in August, where Lazar will take over as Presiding Judge for the Criminal/Traffic (C/T) Division. Bugenhagen will replace Maxwell in C/T Court, with Maxwell rotating into Family Court.

Colletti reported that new procedures are still progressing smoothly for the Clerk of Court's Office as well.

CJCC Committee Updates

Pretrial

Luczaj reported that the committee is continuing to work towards PSA implementation. The WI DOJ has been coordinating PSA implementation for the EBDM pilot sites, and there is some concern amongst site Coordinators that

the person who has been the lead will be leaving the DOJ at the end of the month. The site Coordinators meet monthly, and the next meeting will be July 31 where Luczaj hopes to learn more about DOJ's plan to replace her.

Dunn arrived at 9:04 a.m.

The goal with implementation of the PSA is that as many defendants as possible are screened, including the out-of-custody population. By eliminating the in-person interviews, time should be freed up for the Pretrial Screeners to do so.

Case Processing

Opper stated that the committee continues to discuss pretrial conferencing outcomes. The committee has identified some recent issues that are causing a decrease in case clearance rates and will work to resolve those issues. The consensus of the committee is that pretrial conferencing is a continued success, with over 50% of cases being cleared. The clearance rate is not as high as it once was, but it is still impressive.

The committee is currently looking at ways to improve driver's license reinstatement for defendants. DOT records are now given to defendants and included in the case file so that all parties are aware of what needs to be done in order for the defendant to be eligible for reinstatement. WCS also recently presented to the committee on their Center for Driver's License Recovery and Employability (CDLRE) Program in Milwaukee County.

Alternative Interventions

Benedict reported that the committee continues to review outcome data for the new diversion grant and is determining what, if any, additional data should be obtained. There have not been any pre-charge diversion cases yet, but there have been numerous deferred prosecution agreements (DPAs) established under the grant. The committee is currently looking at some capacity issues with the OWI Treatment Court, which is now full. Additionally, the committee has been exploring sustainability strategies for the Drug Treatment Court (DTC) program when the federal grant ends on September 30, 2020.

Luczaj stated that Waukesha County was approached by the DOC, who has offered to explore potential funding for DTC in 2021, as many of the participants in the program are on probation, and DOC receives designated state funding for the opioid crisis. Luczaj worked with the HHS Fiscal Division to develop a 1-year budget that was sent to DOC for just under \$200,000, which would sustain the current capacity of the program. The budget included only the essential functions of case management, drug testing, and recovery coaching. Waukesha County will be meeting with DOC soon to review the preliminary budget and to discuss next steps. Luczaj stated that Waukesha County is hoping to apply for additional TAD funding from the state DOJ as well to help with DTC fourth quarter expenses in 2020.

Mental Health

Luczaj commented that the committee recently completed a mental health readiness survey for the JMHCP grant application, which gives Waukesha County priority consideration for the grant. There were many areas identified as potential service gaps, which has provided new objectives for the committee.

Victims' Rights

Dunn stated that the committee is currently focusing on strategies to increase victim privacy. Monica Paz has drafted a key that will be shared with the courts and available in CCAP to allow victim privacy to be maintained.

Anti-Human Trafficking

Dunn reported that the ad hoc committee has been meeting monthly and is continuing to develop their strategic plan. The committee is currently identifying successful models from other counties' Anti-Human Trafficking Courts pillars. The Milwaukee Academy will be presenting at the next meeting.

Other Items for Discussion

Decker invited members to attend an upcoming presentation by Elevate, Inc. and Your Choice to the Waukesha County Board on opioids. The presentation will be held on August 27 at 6:00 p.m. in C350.

Adjourn

Motion: Reilly moved, second by Benedict, to adjourn the meeting at 9:25 a.m.