



Dane County

Minutes - Final Unless Amended by Committee

Criminal Justice Council

Consider:

Who benefits? Who is burdened?

Who does not have a voice at the table?

How can policymakers mitigate unintended consequences?

Thursday, February 28, 2019

12:15 PM

City County Building, Room 357

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A. Call To Order

The meeting was called to order by J. Parisi at 12:20 p.m.

Hook represented the Sheriff's Office.

Present 3 - JOE PARISI, JUAN COLAS, and ISMAEL OZANNE

Excused 2 - DAVE MAHONEY, and CARLO ESQUEDA

Advisory Members Present: C. Dorl, J. Patterson, M. McCarville, G. Reyes and T. Enger

Others Present: N. McNamara, A. Johnson, N. Reyes, J. Vershay, P. Saeman, and K. Peterson-Thurlow.

B. Consideration of Minutes

[2018
MIN-479](#)

Minutes of the 1/24/19 Criminal Justice Council Meeting

Attachments: [2018 MIN-479](#)

C. Action Items

None

D. Presentations

None

E. Reports to Committee

1. Jail Update

Discussion ensued regarding Jail Update.

Hook addressed the council and indicated that the cost estimates were between \$140 - \$150 million.

There is a change order to look at three options:

- 1. Remodel CCB, PSB, and have a greenfield for the Ferris Center*
- 2. Remodel of PSB and greenfield for Ferris and maximum security, closing the CCB jail*
- 3. Abandon CCB and PSB and Ferris and build whole new greenfield.*

After approval by the County Board of the change order, there will be a report by the end of April.

2. [2018 RPT-507](#) Budget Amendment PPJ-O-09-A - Criminal Justice System Stress Test

Attachments: [PPJ-O-09-A](#)

A review of the budget amendment regarding the criminal justice stress test was before the council. Corrigan spoke of the stress test study included in the budget. The idea is to identify areas of focus in order to have a smaller jail population.

3. [2018](#) JFA
[RPT-506](#)

Attachments: [JFA Presentation](#)

Jim Austin of JFA Institute addressed the council via telephone. (presentation attached) JFA is a small firm funded by state, local government, and foundations. They are currently working with the MacArthur Safety and Justice Challenge jurisdictions doing a criminal justice stress test. He defined the stress test and how it is completed. Key release groups will be identified, and there will be a sample of 35 cases. Each case will be evaluated to see what decisions lead to the person being in jail for a certain number of days. Is there anything that could have been done differently? Not come to jail at all; then that is diversion. Or lessen the number of days at each step? JFA identified the drivers of jail beds and focused from the groups with the greatest impact on jail population.

Those in the group to review the 35 cases must include key system officials. The exercise takes about 4 hours. Someone needs to present the cases. The result of utilizing recommendations may be to reduce jail population by 10 to 25 percent.

Austin indicated that he has looked at the Mead and Hunt report from 2016. A key piece of analysis necessary is the table showing how people are released and the average length of time.

Corrigan asked about what are some of the recommendations that have been implemented. Austin says he has had success in about 1 out of 4 sites. Those that have implemented are reaching the decrease in population as predicted.

Colas asked why 35 cases? Austin says there are representative of the 3 release groups. This is the number that can be handled in 3 to 4 hours. The cases are randomly selected within release groups.

Colas commented that he is skeptical that they will be able to reduce the population 15 to 25 percent. Most are released on signature bond, are not held for not paying fines, and the courts will support faster processing but only if there were more defenders. He does not believe easy changes are there.

Austin will help look at this if the county wants.

Clark-Bernhardt asked about the recommendations. Are there things you have seen working? He will not recommend doing something that have not been done successfully. Scheduling of court dates was an example that lead to changes elsewhere.

Proper focus is key. There may be high volume of some types of cases, but it is the person who is staying in jail the longest who drive the size of the population.

Ozanne asked how cases sent to state prison end up being in jail so long? Austin says that is was cases where there were continuances, etc. Why continue 30 days and not less? Ozanne – if 5 of 35 are attempted homicide, and will be going to prison; how do we move them through the system faster?

Austin said there is an emerging trend for those who are in jail. If in custody, then have different standards for how quickly they should be processed. There should be different

expectation for if someone is in jail versus out in the community.

Austin believes it will be a helpful exercise. It can be done quickly.

Clark-Bernhardt points out a need to get on the schedule for a half day. Ozanne asks if these are closed or open cases? Clark-Bernhardt will follow up.

4. [2018 RPT-505](#) Center for Court Innovation Report on the Dane County Community Restorative Court

Attachments: [Dane County 2018 site visit report - Final DRAFT](#)

Discussion ensued regarding the Center for Court Innovation Report on the Dane County Community Restorative Court was before the committee.

Clark-Bernhardt presented the report, which is attached. The build out is coming to fruition. A suggestion of using retired law enforcement as peacemakers was an idea. Many have been implemented and page 21 of the report includes an update.

Recommendations included:

- 1) *Have a CRC retreat to clarify processes about types of charges;*
- 2) *Coordinated plan for geographic expansion;*
- 3) *Create a manual;*
- 4) *Develop metrics;*
- 5) *Develop data collection protocol; and*
- 6) *Org chart and intern program.*

Ozanne noted that there is now a re-entry court. He believes there should be a report on this. DOC indicates there should be an update.

F. Future Meeting Items and Dates

The next meeting will be held Thursday, April 25, 2019

G. Public Comment on Items not on the Agenda

There was no Public Comment on Items not on the Agenda

H. Such Other Business as Allowed by Law

Clark-Bernhardt said that Clerk of Courts Esqueda asked her to mention training for pretrial supervision staff. There is also a strong possibility of having Pretrial Justice Institute come to have a stakeholder conversation June 3 and 4, with a community gathering on Monday, June 3rd.

I. Adjourn

Minutes respectfully submitted by Janice L. Lee, subject to the Council's approval.