

# STANISLAUS COUNTY COMMUNITY CORRECTIONS PARTNERSHIP

## Meeting Minutes

Wednesday, August 3, 2011

Stanislaus County Probation Department – Training Room

### MEMBERS/DESIGNEES PRESENT

CHIEF JERRY POWERS, Chief Probation Officer, Probation Department  
JILL SILVA, Assistant Chief Probation Officer, Probation Department  
DICK MONTEITH, Chairman, Board of Supervisors  
SHERIFF ADAM CHRISTIANSON, Sheriff's Department  
KENT FAULKNER, Public Defender's Office  
BIRGIT FLADAGER, District Attorney  
MADELYN SCHLAEPFER, Director, BHRS  
CHRISTINE APPLGATE, Director, Community Services Agency  
LORI SCHUMACHER, Center for Human Services  
CHIEF MICHAEL HARDEN, Modesto Police Department  
JEFF ROWE, Director, Alliance WorkNet  
MIKE HAMASAKI, Division Director, Probation Department  
LT. BRENDA SUAREZ, Sheriff's Department  
CAPT. WILLIAM DUNCAN, Sheriff's Department  
DORIS FOSTER, Chief Executive Office  
STAN RISEN, Chief Executive Office  
LT. RON LLOYD, Sheriff's Department  
DEBRA BUCKLES, BHRS  
GAY MCDANIEL, Victim Services, District Attorney's Office

### MEMBERS ABSENT

MICHAEL TOZZI, Court Executive Officer, Superior Court of California  
THOMAS CHAGNON, Stanislaus County Office of Education

#### 1. **CALL TO ORDER AND INTRODUCTIONS**

The meeting was called to order at 12:05 p.m. by Chief Jerry Powers. Members of the group introduced themselves. Chief Powers distributed a copy of a letter received from ACLU re: reducing county jail populations through AB109 realignment implementation (a copy of this letter is attached to original copy of minutes).

#### 2. **PUBLIC COMMENT**

No members of the public were present.

#### 3. **ADOPTION OF MINUTES FROM JULY 12, 2011 MEETING**

MOTION: Sheriff Adam Christianson. SECOND: Capt. William Duncan. The minutes of the July 12, 2011 meeting were approved unanimously.

#### 4. **UPDATES**

Chief Powers reported that an agenda item was presented to the Board of Supervisors at their July 26<sup>th</sup> meeting addressing the following items:

- a. Designate the Probation Department as the local entity responsible for providing post-release supervision to inmates pursuant to the Post-Release Supervision Act of 2011.
- b. Designate the Director of Mental Health/Alcohol and Drug Programs to serve on the Community Corrections Partnership (CCP) Executive Committee.

At the July 26<sup>th</sup> Board of Supervisors meeting, Chief Powers updated the Board on the process and role of the CCP and answered questions on issues related to the role of the CCP Executive Committee, staffing, and capacity at the county jails. Chief Powers proposed that an agenda item be presented to the Board at their September 20<sup>th</sup> meeting outlining an AB109 implementation program to be effective on October 1, 2011. He emphasized that in order to build a foundation for implementation, a phased approach should be utilized with Phase I occurring during the first nine months focusing on identifying the population to be served and develop assessments needed. Phase II would occur during year two which would concentrate on adding/expanding programs, developing task forces, and assessing the impact to the communities.

Chief Powers noted that the funding coming from the State for realignment for future years is not definitive at this time. Initial funding for the first nine months of implementation for Stanislaus County is \$6 million, Sheriff Christianson commented that counties are taking a risk because adequate sustainable funding will be required to implement the services that will be required.

The initial funding amounts were reviewed by the group. Chief Powers noted that some planning money has been received and he urged members of the committee to track their time for this undertaking in order to offset some of the expenses for the different departments. Funding for AB109 will have its own journal account area in the County's budget.

Chief Powers advised that this Committee is governed by the Brown Act. He noted that one of the regulations of the Brown Act requires that the agenda be posted in a public area 72 hours before the meeting. If more than three members of the Executive Committee are at the table, then a posted agenda is required. Minutes from subcommittee meetings should be forwarded to Gail Kittel, Executive Secretary at the Probation Department, to be included in documentation for reference purposes.

Lt. Suarez raised the question regarding a delivery process for offenders who are accidentally sent to CDCR. CDCR would return these offenders back to the County and a process would need to be established for the return of these offenders. The committee discussed the possibility of adding a list of excluded crimes to ICJIS in order to avoid this type of error.

**6. THE NUMBERS**

Chief Powers reviewed the following CDCR projections:

<u>PHASE I</u>	<u>October – December</u>	<u>January – March</u>	<u>April-June</u>	<u>Total</u>
N <sup>3</sup> (jail) and parole violators	96	92	103	291
Parolees returned to county	179	183	150	512

Captain Duncan reviewed the operational impacts anticipated for the Sheriff's Department (handout attached to original copy of minutes). His report highlighted the following:

- a. **Bed Space:** Since June 2009, the Sheriff's Department has closed 434 inmate beds due to budget reductions. Two housing units were closed at the Public Safety Center and with the opening of these two units, the inmate bed count would increase by 150. Total staffing and operational costs are estimated at \$1.2 million. Additional staffing would include 11 deputies and one legal clerk.

- b. **Jail Alternatives:** This unit currently has two primary programs: the Alternative Work Program (AWP) and Home Detention. The AWP could not be used to offset an increase in the jail population because of a finite number of job sites. Attempts to increase the job sites have not been successful because program participants must be covered by Workers' Compensation insurance. The number of participants on Home Detention is only limited by the need to have an appropriate number of staff to properly manage and supervise the program participants. Total staffing and operational costs are estimated at \$1.3 million. Additional staffing includes one sergeant, five deputies and one legal clerk.
- c. **Roadside Crews:** There are currently two Roadside Crews that consist of a Sheriff's Deputy and Alternative Work Program participants. Additional crews would expand the number of participants allowed on the AWP and provide a service to the citizens of Stanislaus County. Total staffing and operational costs are estimated at \$600,000. Additional staffing includes four deputies.

The total Phase I cost for the Sheriff's Department (which does not include the cost of additional Mental Health Treatment) is \$3.1 million. The total number of new positions: one sergeant, 20 deputies, and two legal clerks.

Sheriff Christianson added that the AWP could accommodate approximately 600 participants. The chief components of this program are supervision and holding the participants accountable. He noted that there are plenty of jobs in every community for the roadside work crews to work on and that by keeping these offenders occupied, positive results for recidivism will hopefully occur.

Captain Duncan commented that long-term needs must be assessed which could eventually cause the opening of additional beds at the Honor Farm. Sheriff Christianson advised that ICJIS could be utilized to track all offenders included in N<sup>3</sup>, parole violators and parolees returned. Chief Powers added that effective October 1<sup>st</sup>, local offenders will begin to get day-to-day credits which will affect the daily population numbers.

DA Fladager raised a question regarding long-term sentences and jail capacity which will be required for these offenders. Chief Powers emphasized the need to focus funding on local felony offenders vs. State parolees for treatment and programs. A risk assessment tool is already in place to assist with whom to hold in jail and whom to release.

Chief Powers advised that the Probation Department will provide an outline of projected costs. He anticipates that the Day Reporting Center (DRC) will need to expand. He noted that not all these expenses will happen on October 1<sup>st</sup>. Short- and long-term considerations need to be taken into account. Most expenses will occur over the nine months from October 2011 to June 2012.

Chief Powers noted that the Courts will be involved with local parolees at first, but will not be involved with State parolees until 2013.

## 7. IMPLEMENTATION STRATEGY DISCUSSION

Chief Powers proposed a phased approach for implementation and that this committee will need to meet monthly in order to develop Phase II. He noted that this funding is being provided to the counties with maximum flexibility. He urged that this flexibility, in staffing and populations served, be maintained when developing programs.

## 8. NEXT STEPS

Chief Powers advised that the Probation Department will utilize the proposal from the Sheriff's Department and work up a proposal to present at the next CCP meeting. He noted that the other agencies represented are welcome to contribute proposals.

9. **NEXT MEETING**

The next meeting date was set for **Wednesday, August 10<sup>th</sup>**, from 12:00 Noon to 2:00 p.m. Lunch will be provided.

The meeting was adjourned at 1:10 p.m.