



Sawyer County

Agenda

**Criminal Justice Coordinating Council Meeting
Wednesday, March 17, 2021 @ 12:00 PM
Assembly Room/Virtual Meeting**

Page

1. CALL TO ORDER

- a. The public is **strongly encouraged** to access the public meeting remotely due to public health and safety concerns. To view or participate in the **virtual meeting** from a computer, iPad, or Android device please go to <https://zoom.us/j/95808119460>. You can also use the dial in number for listening only at **1-312-626-6799** with the Webinar ID: 958 0811 9460. If additional assistance is needed please contact the County Clerk's Office at 715-634-4866 prior to the meeting. This meeting will be recorded and will be available on our website at: <https://sawyercountygov.org>
- b. If you are on a computer, click the "Raise Hand" button and wait to be recognized.
- c. If you are on a telephone, dial *9 and wait to be recognized.

2. ROLL CALL

3. PLEDGE OF ALLEGIANCE

4. CERTIFICATION OF COMPLIANCE WITH THE OPEN MEETINGS LAW

5. MEETING AGENDA

6. PUBLIC COMMENTS

- a. At this time, members of the public will be given the opportunity to address the Committee on items not on the agenda. Please adhere to the following when addressing the Committee:
 - Comments will be limited to 3 minutes or less per individual.
 - Comments should be directed to the Committee as a whole and not directed to individual Committee members.

- The Committee cannot respond to your comments during this time.
- Please sign in and fill out a public comment sheet if you wish to speak on an item.

7. MINUTES FROM PREVIOUS MEETING

4 - 5

- a. [2.16.21 CJCC Minutes DRAFT](#)

8. UPDATE TO THE CJCC BYLAWS

6 - 8

- a. Memorandum of Understanding Between Lac Courte Oreilles and Sawyer County Regarding Criminal Justice Coordination Committee
[2020-12-14 - MOU - LCO and Sawyer Co. - Criminal Justice Coordination Committee CJCC - Funding](#)

9 - 10

- b. Amendment to Memorandum of Understanding Between Lac Courte Oreilles and Sawyer County Regarding Criminal Justice Coordination Committee
[2021-02-01 - MOU Amendment - LCO and Sawyer County - Criminal Justice Coordination Committee](#)

11 - 16

- c. Amendment to Sawyer County/LCO Criminal Justice Coordination Committee (CJCC) Bylaws (Discussion and possible action)
[CJCC By-Laws Revised 3.21](#)

9. CRIMINAL JUSTICE COORDINATOR UPDATE

- a. Diversion Services Update by JusticePoint

10. COMMUNITY SERVICES

- a. LCO Healing Center Initiatives
 b. Greater Hayward House of Hope update

11. DATE OF NEXT MEETING

DISCLAIMER:

A quorum of the County Board of Supervisors or of any of its committees may be present at this meeting to listen and observe. Neither the Board nor any of the committees have established attendance at this meeting as an official function of the Board or committee(s) or otherwise made a determination that attendance at the meeting is necessary to carry out the Board or committee's function. The only purpose for other supervisors attending the meeting is to listen to the information presented. Neither the Board nor any committee (other than the committee providing this notice

and agenda) will take any official action with respect to this noticed meeting.

Copy sent via email to: County Clerk and News Media. Note: Any person wishing to attend whom, because of a disability, requires accommodation should call the Sawyer County Clerk's Office (715.634.4866) at least 24 hours before the scheduled meeting so appropriate arrangements can be made.

Mission Statement: The Sawyer County Board of Supervisors will strive to provide excellent services and responsible leadership to protect and enhance Sawyer County citizens, businesses, and resources, while preserving our unique heritage.

**Minutes of the February 16th meeting of the Sawyer County
Criminal Justice Coordinating Committee
Of the Sawyer County Board of Supervisors
Assembly Room; Sawyer County**



Voting Committee Members Present:

- Chair: **James Schlender**
- Lorraine Gouge
- Marc Helwig - Virtual
- Gary Hilgendorf
- Tom Hoff - Virtual
- Jeff Johnson
- Kathy McCoy - Virtual
- Doug Mrotek
- Bruce Poquette
- Ryan Reid
- Jeff Schley
- Tweed Shuman – Vice Chair
- John Yackel

Others Present:

Alex Butterfield
Lynn Fitch
Vince Kurta
Jason Fleming
Mark Stoner
Jason Bolble
Niki Lieden
Nick Sayner
Melissa Fisher
Becky Barry
Christopher Channing
Timothy James Carroll

Call to Order – Chair James Schlender called the meeting to order at 12:03 pm.

Certification of Compliance with the open meeting law was met. Roll Call was taken. Quorum was met.

Meeting Agenda

Public Comments – Public Comments made by Mr. Carroll. Members representing the Healing House (men’s and women’s shelter at LCO) presented a brief overview of their new programming goals.

Minutes from previous meeting – A motion was made by Mr. Johnson to approve the minutes of the January 6, 2021, meeting; second by Mr. Yackel. Motion carried.

Second Courtroom Addition Design Review (discussion only) – Mr. Hoff advised that the County Board will receive a presentation of the proposed second courtroom at the February 18, 2021, meeting. Experts will be available to answer questions. The Board of Supervisors will be seeking approval for a request to issue debt for the construction; will require a three-quarters vote of existing members (12 votes) to continue with the project. New construction will improve the safety concerns coming from the jail to courtrooms.

Criminal Justice Coordinator update – Mr. Sayner of JusticePoint addressed the funding opportunities that may become available for treatment programs. The Healing House at LCO and the new men’s housing unit are in developmental stages for some of the alternative treatment services in our community.

Niki Lieden provided an update of the JusticePoint services that have been in effect since January 16, 2021. They are completing drug screening and assessments in the jail, compiling results to be presented to the Judge. They currently have 29 cases under various forms of supervision. Diversion programming discussions are underway and they are entering discussions with Lt. Johnson regarding jail programming and electronic monitoring. Coordination with Sawyer County Health and Human Services staff will be done.

Mr. Hilgendorf advised that the Greater Hayward House of Hope (the new men’s transition home in Hayward) will open in March.

Meeting Date/Time – The next meeting of the Criminal Justice Coordinating Committee will be Tuesday, March 17, at 12:00 pm in the Assembly Room. Future agenda items: LCO Healing Center and the Greater Hayward House of Hope initiatives.

Meeting adjourned at 12:57 pm
Minutes recorded by Lynn Fitch, County Clerk

DRAFT

**MEMORANDUM OF UNDERSTANDING
BETWEEN
LAC COURTE OREILLES BAND OF LAKE SUPERIOR CHIPPEWA INDIANS
AND
SAWYER COUNTY BOARD OF SUPERVISORS
CONCERNING THE SAWYER COUNTY CRIMINAL JUSTICE COORDINATION
COMMITTEE**

This Memorandum of Understanding (“MOU”) is entered into by the Lac Courte Oreilles Tribal Governing Board (“Tribal Governing Board”); the Sawyer County Board of Supervisors (“County Board”).

Recitals:

The Lac Courte Oreilles Tribal Governing Board serves as the governing body of the Lac Courte Oreilles Band of Lake Superior Chippewa Indians (“Tribe”) pursuant to Article III, Section 1 of the Lac Courte Oreilles Constitution and Bylaws, as amended in 1966.

The Sawyer County Board of Supervisors serves as the governing body for Sawyer County and is tasked with coordinating necessary services for the residents of Sawyer County, pursuant to the Wisconsin Constitution Article IV, Section 22 and Section 23; See also Wis. Stat. §§59.03 and §§ 59.10 (2)(3) (5).

Purpose:

The primary purpose of this MOU is to recognize and solidify the relationship between the Tribal Governing Board and the County Board in their efforts to assist with the provision of criminal justice services in Sawyer County. The existing criminal justice services in Sawyer County are; the Circuit Court, Tribal Court, County District Attorney’s Office, Tribal Legal Department, Sawyer County Sheriff’s Department, Tribal Police Department, Department of Corrections as well as Mental Health and Substance Facilitators.

The secondary purpose of this MOU is to establish and support a Criminal Justice Coordinating Committee that shall assist the existing criminal justice services provided in Sawyer County by coordinating the services provided so that strategies can be developed to ensure the efficient and effective deployment of both county and tribal resources.

Roles and Responsibilities:

Tribal Governing Board:

The Tribal Governing Board shall provide two (2) board members, or designate representatives, to serve on the Criminal Justice Coordinating Committee. Those two (2) members will participate with the CJCC and represent tribal interests in developing efficient and effective services for tribal members as well as county residents.

Sawyer County:

The County Board shall provide two (2) board members, or designate representatives, to serve on the Criminal Justice Coordinating Committee. Those two (2) members will participate with the CJCC and represent county interests in developing efficient and effective services for county residents as well as tribal members.

Contributions:

The County agrees to provide a minimum sum of Fifty Thousand dollars (\$50,000.00) annually for the next three (3) budget years with the purpose of establishing and maintaining a Criminal Justice Coordinating Committee. The Tribal Governing Board agrees to provide Fifty Thousand dollars (\$50,000.00) annually for the next three (3) budget years. The funds provided by the tribe and the county shall be coordinated through the Sawyer County Administration and used for purposes of this agreement and subsequent documents created consistent with the agreement. One of those purposes, will be to fund Justice Point to collect data for the purposes of developing programing to address the criminal justice and rehabilitation needs for residents of Sawyer County and tribal members.

Timeframe:

This Memorandum of Understanding shall become effective on Monday, February 1, 2021 and shall remain in effect for a period of three years and shall terminate on January 31, 2024.

Establishment of Responsibility:

This MOU is not intended to, and does not create, any right, benefit, or trust responsibility, substantive or procedural, enforceable at law or equity, by any party against Sawyer County or the Lac Courte Oreilles Band of Lake Superior Chippewa Indians, its agencies, its officers, or any other person.

Principal Contacts:

Tribal Governing Board
Louis Taylor
Chairman
13394W Trepania Rd
Hayward, WI 54843

Sawyer County Board
Tweed Shuman
Chairman
10610 Main St,
Hayward, WI 54843

Authorized Representatives:

By signature below, the cooperators certify that the individuals listed in this document as representatives of the cooperator are authorized to act in their respective areas for matters related to this agreement.

This Memorandum of Understanding is the complete agreement between Lac Courte Oreilles Tribal Governing Board and the Sawyer County Board of Supervisors; and this agreement shall be amended only by written agreement signed by each of the parties involved.

THE PARTIES HERETO have executed this instrument.

Lac Courte Oreilles Tribal Governing Board

Louis Taylor
Chairman

DATE

Sawyer County Board of Supervisors

Tweed Shuman
Chairman

DATE

**AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING
BETWEEN
LAC COURTE OREILLES BAND OF LAKE SUPERIOR CHIPPEWA INDIANS
AND
SAWYER COUNTY BOARD OF SUPERVISORS
CONCERNING THE SAWYER COUNTY CRIMINAL JUSTICE COORDINATION
COMMITTEE**

This Amendment to the Memorandum of Understanding (“MOU”) is entered into by the Lac Courte Oreilles Tribal Governing Board (“Tribal Governing Board”) and the Sawyer County Board of Supervisors (“County Board”).

The Parties wish to amend the Section related to Roles and Responsibilities to allow for each party to include one more individual as a representative. The intent is that each party would like to include their respective judges on the Committee. The Tribe will add the Tribal Court Judge as an additional representative and the County Board of Supervisors will add the Judge for the Sawyer County Circuit Court.

This Amendment is not intended to, and does not create, any right, benefit, or trust responsibility, substantive or procedural, enforceable at law or equity, by any party against Sawyer County or the Lac Courte Oreilles Band of Lake Superior Chippewa Indians, its agencies, its officers, or any other person.

Principal Contacts:

Tribal Governing Board
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10610 Main St,
Hayward, WI 54843

Authorized Representatives:

By signature below, the cooperators certify that the individuals listed in this document as representatives of the cooperator are authorized to act in their respective areas for matters related to this agreement.

This Amendment only modifies the section mentioned above in relation to the MOU between Lac Courte Oreilles Tribal Governing Board and the Sawyer County Board of Supervisors. The MOU and this Amendment shall be amended only by written agreement signed by each of the parties involved.

THE PARTIES HERETO have executed this Amendment.

Lac Courte Oreilles Tribal Governing Board

Louis Taylor
Chairman

DATE

Sawyer County Board of Supervisors

Tweed Shuman
Chairman

DATE

Sawyer County Criminal Justice Coordinating Council (CJCC) Bylaws

Article I: Name and Creation

The name of this council shall be the Sawyer County Criminal Justice Coordinating Council. It will be referred to as the "CJCC" throughout these Bylaws. The CJCC was created as part of a state-wide initiative to further the Mission set forth below. The CJCC is recognized by the Sawyer County (the "County") Board of Supervisors as an ad hoc committee of the County Board of Supervisors.

Article II: Bylaws

The CJCC has authority to adopt these Bylaws. These Bylaws have been reviewed, approved and adopted both the CJCC and the County Board of Supervisors.

Article III: Vision and Mission

VISION: Utilizing evidence-based practices making the criminal justice system a better investment toward improving the quality of life in Sawyer County.

MISSION: To promote implementation of effective criminal justice policies and practices maximizing justice and public safety

Article IV: Duties and Powers

1. The CJCC is created to act in an advisory capacity to both constitutionally elected officers and committees of the County Board of Supervisors which oversee programs and services related to criminal justice. The CJCC shall recommend to appropriate parties or committees actions including the creation, elimination or modification of programs, policies and procedures including the evaluation of the Sawyer County Criminal Justice Programs in accordance with the Sawyer County Criminal Justice Vision and Mission.
2. The CJCC shall help ensure coordinated efforts. Proposed policy changes relating to criminal justice may be brought to the CJCC for review and for recommendations to the appropriate committees or entity.
3. The CJCC may assist the County in setting priorities for the Sawyer County Criminal Justice System.
4. The CJCC shall assist in sharing the responsibility as it relates to new programs. It is understood that new directions and programming may involve some unforeseen consequences. It is the CJCC's responsibility as a whole to support its recommendations.
5. The CJCC may perform such other general functions necessary to implement its responsibilities, as directed by the County Board.

6. Notwithstanding any provision in these Bylaws, the CJCC shall be subject to and conduct itself according to the County Board of Supervisors' Policy and Procedure Manual, as may be amended.
7. The CJCC shall be subject to all State of Wisconsin Statutes, codes, Executive Orders and other applicable laws and regulations.

Article V: Structure

Section A: Membership

The CJCC shall consist of fourteen (14) members (the "Members"). The CJCC shall have thirteen (13) voting members (the "Voting Members"), and the Chair shall be a non-voting member, as described in Article VI below. All the positions listed below, unless the position is elected Chair as described in Article VI below, shall be permanent Voting Members of this CJCC:

- a. Sawyer County Circuit Court Judge
- b. Sawyer County Sheriff or designee
- c. Sawyer County District Attorney or designee
- d. Sawyer County Jail Administrator
- e. Sawyer County Administrator
- f. Two (2) tribal government representatives
- g. State Public Defender Office representative
- h. Wisconsin Department of Corrections representative
- i. Two (2) Sawyer County Board of Supervisor
- J. Two (2) residents of Sawyer County
- k. LCO Tribal Judge

Section B: Adding Positions

1. The CJCC may recommend to the County Board of Supervisors that additional positions be added to the CJCC, as the CJCC deems appropriate.
2. Adding positions to the CJCC will require an amendment to the Bylaws Article V, Section A: Membership. Adding a CJCC position requires a 3/4 majority of the appointed number of Voting Members and confirmation by the County Board of Supervisors.
3. If the newly-created position requires an election by the CJCC, then the CJCC will conduct an election to fill the position at the next regularly-scheduled CJCC meeting after the position is created. A CJCC appointment requires a majority vote of the Voting Members and confirmation by the County Board of Supervisors.
4. If the newly-created position requires an appointment by a department or organization, the Chair shall contact the department/organization and ask that a

representative be appointed. All additional positions to the CJCC shall require confirmation by the County Board of Supervisors.

Section C: Removal

1. Any CJCC Member may be removed by the County Board of Supervisors, with or without cause, after a recommendation by the CJCC and a 2/3 a majority vote of the Voting Members.
2. Removal of a CJCC Member can be placed upon the agenda under CJCC New Business by the Chair or by a written petition from another Member submitted to the Chair.
3. If a Member is removed, the Chair shall contact the department/organization the removed Member represented and ask that another representative be appointed.
4. If the removed Member held a CJCC-elected position, the CJCC shall hold an election to fill the position at the next regularly-scheduled CJCC meeting after the Member is removed. Appointment of the new Member upon removal of another Member requires a majority vote of the Voting Members and shall be confirmed by the County Board of Supervisors.
5. A Member is eligible for removal from the CJCC due to nonparticipation after missing three (3) meetings, without sufficient cause, in a calendar year. Sufficient cause is to be determined by the Chair. Removal of a Member for nonparticipation requires a majority vote of the Voting Members and confirmation by the County Board of Supervisors.
6. A position on the CJCC may be removed only through an amendment to the Bylaws Article V, Section A: Membership. Removal of a CJCC position requires a 3/4 majority of the appointed number of Voting Members and shall be confirmed by the County Board of Supervisors.

Section D: Authority of the CJCC The CJCC has no legal authority to order changes to Sawyer County's Criminal Justice System, but it may bring about changes through consensus by the participating departments, agencies and the County Board of Supervisors. The CJCC reviews policies and programs within the criminal justice system and makes final recommendations to all justice system partners.

Section E: Meetings

1. Meetings of the CJCC shall be set by the CJCC at the end of their session for the following month. Notice of CJCC meeting times and locations shall be provided to all Members and duly posted in compliance with open meeting statutes.

2. Minutes of the CJCC meetings shall be documented and distributed to all Members of the CJCC. Minutes will also be posted in compliance with open meeting statutes. The CJCC Chairperson shall designate someone to take minutes for all CJCC meetings.
3. Recommendations of the CJCC will be made by a majority rule vote of Voting Members.

Section G: Quorum A quorum must be complied with at all CJCC meetings. A quorum requires a 51% majority of Voting Members to be in attendance.

Article VI: Officers

1. The officers of the CJCC shall be a Chair and Vice-Chair. The CJCC shall elect officers biennially at the May meeting of even-numbered years. Such officers shall take office upon election. If an officer resigns or is removed, a replacement officer shall be elected by the CJCC at the next regularly-scheduled CJCC meeting.
2. The Chair shall be responsible for filing End-of Year Reports with the County Clerk. The Vice-Chair shall file an End of the Year Report with the Chair.
3. It shall be the responsibility of the Chair and Vice-Chair, in coordination with the County Administrator to:
 - a. Develop and cause to be published CJCC Agendas.
 - b. Prepare materials for CJCC Members in preparation for scheduled CJCC meetings. Materials may be emailed to Members when appropriate.
 - c. Any other actions that the Chair deems necessary for the efficient functioning of the CJCC.
4. The CJCC Chair is a quasi-nonvoting member of the CJCC and subject to the following:
 - a. The Chair can only vote in order to break a tie.
 - b. The Vice-Chair retains their Voting Member status on the CJCC. If the Vice-Chair acts as the Chair in the Chair's absence, (s)he may not vote for that meeting unless it is to break a tie.
5. The Chair shall preside at all CJCC meetings. The Vice-Chair shall preside in the absence of the Chair.

Article VII: Change in Bylaws

1. Any Voting Member may propose an amendment to the Bylaws. Proposed amendments to the Bylaws are to be included on the agenda of a CJCC meeting,

any action taken on the proposed amendments must be made at a subsequent meeting of the CJCC and will require a minimum 2/3 majority vote of the appointed number of Voting Members.

2. Any amendment to the Bylaws shall be confirmed by the County Board of Supervisors.

Addendum

By-Law Amendment Proposed to County Board of Supervisors March 2021:

- Section A: Membership
 - Added one committee member to the membership bringing membership to thirteen (item k: LCO Tribal Judge)

- Sections B through G
 - Edited sub-headings to delete the “.” after each sub-heading

- Added revision date in footer and removed “of” in page number system