



Sawyer County

Agenda

**Criminal Justice Coordinating Council Meeting
Tuesday, September 15, 2020 @ 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](tel: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.
- 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. CERTIFICATION OF COMPLIANCE WITH THE OPEN MEETINGS LAW

3. MEETING AGENDA

4. PUBLIC COMMENTS

5. MINUTES FROM PREVIOUS MEETING

3 - 4

- a. [CJCC August 19, 2020](#)

6. JUSTICE POINT UPDATE

5 - 6

- a. [ARTICLE 2. RESPONSIBILITIES AND STATEMENT OF ACTIVITY](#)

7. MEMORANDUM OF UNDERSTANDING WITH LAC COURTE OREILLES TRIBAL GOVERNING BOARD

7 - 9

- a. [Current LCO and Sawyer County CJCC MOU](#)

8. DATE OF NEXT MEETING

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.

Draft minutes of the meeting of the Criminal Justice Coordinating Council Virtual meeting
August 19, 2020 at 12:00 pm in the Assembly Room, Sawyer County Courthouse

Present Council Voting Members – Position

Yes John Yackel – Sawyer County Circuit Court Judge
Yes Doug Mrotek – Sawyer County Sheriff (Joe Sajdera was present for Sheriff)
Yes Bruce Poquette – District Attorney (or designee)
Yes Jeff Johnson – Sawyer County Jail Administrator
Yes Tom Hoff – Sawyer County Administrator
Yes Tweed Shuman – LCO Tribal Governing Board Representative/Vice Chair of CJCC
Yes Lorraine Gouge – LCO Tribal Governing Board Representative, arrived 8:00 am
Virtual Ryan Reid – State Public Defender Office Representative
Virtual Jeff Schley – Department of Corrections Representative
Marc Helwig – Sawyer County Board Representative
Yes James H. Schlender Jr. – Sawyer County Board Representative/Chair of CJCC
Vacant - Resident of Sawyer County
Vacant - Resident of Sawyer County

Others present: Mike Coleson, Kathy McCoy, Gary Hilgendorf, Carol Williamson-V, Elaine Smith, Nick Sayner

Chair Schlender called meeting to order at 12:00 pm.

Motion by Yackel, 2nd by Poquette, to approve the agenda with the addition of Public Comment. Motion carried

Motion by Yackel, 2nd by Poquette, to approve the minutes of the June 29, 2020 meeting. Motion carried

Chair Schlender Introduced Gary Hilgendorf and Kathy McCoy as citizens interested in being on the Council. Both submitted letters of interest to the Chair. McCoy and Hilgendorf addressed the Council. They have both been involved previously and want to continue to help the movement and progress the Council is striving for. Motion by Shuman, 2nd by Reid, to recommend Hilgendorf and McCoy as citizens on the Council and send to County Board for approval. Motion carried

Nick Sayner with Justice Point and Sawyer County Administrator Tom Hoff met and discussed services Justice Point could provide to Sawyer County. Services would cover functions previously performed by Sawyer County employees Diane McNamer and Richard Welsch. The two employee positions would remain open and budgeted amounts would fund Justice Point services. The proposal of \$233,835 is an estimate; Justice Point will bill actual costs. Sayner has the expertise and will assist Sawyer County with TAD (Treatment Alternative Diversion) grant applications. Agreement with Lac Courte Oreilles Tribal Governing Board to fund the CJCC at \$25,000 for year, for

three years. This is the third year and an additional \$25,000 was requested from LCO TGB. Motion by Hoff, 2nd by Shuman, to recommend hiring Justice Point to fulfill duties and responsibilities of the CJCC program and forward to County Board. Motion carried

Shuman introduced Tribal Judge Elaine Smith. LCO is expanding their court facilities and have included a Zoom room to accommodate and assist individuals to appear for court in front of Judge Yackel and District Attorney Poquette.

Judge Yackel met with Jason Weaver. The Zoom room will be extremely beneficial to minimize the missed court dates.

Meeting adjourned at 12:31 pm

Minutes recorded by Carol Williamson

ARTICLE 2. RESPONSIBILITIES AND STATEMENT OF ACTIVITY

1. Pretrial Services

a. Universal Screening

- i.** JusticePoint Staff will complete a pretrial investigation on all arrestees booked into the Sawyer County Jail using the following evidence-based tools:
 - 1.** A Validated Pretrial Risk Assessment Instrument such as the Milwaukee County Pretrial Risk Assessment-Revised (MCPRAI-R), the Ohio Risk Assessment Instrument Pretrial Assessment Tool (ORAS-PAT), the Indiana Risk Assessment Instrument Pretrial Assessment Tool (IRAS-PAT) or the Public Safety Assessment (PSA).
 - 2.** The UNCOPE Substance Abuse Assessment Tool or another evidence-based substance abuse screening tool
 - 3.** The K10 Mental Health Screening Tool or another evidence based mental health screening tool.
 - 4.** LSI-R:SV or equivalent validated, evidence-based criminogenic risk assessment instrument.
- ii.** All data will be collected on all investigations completed and reporting will be generated on a quarterly basis.
- iii.** All defendant specific information will be provided to all relevant parties prior to the defendant's initial appearance.
- iv.** Any changes made to above must be approved by the Sawyer County Administrator.

b. Pretrial Supervision

- i.** JusticePoint will provide a program of pretrial supervision and monitoring for pretrial defendants as ordered by a judicial officer.
- ii.** Program Census shall not exceed 50 defendants with the approval of the Sawyer County Administrator and JusticePoint.
- iii.** JusticePoint will require weekly or monthly defendant contact based solely on on pretrial risk level of the defendant. Those scoring low risk will be required to have monthly contact, medium risk every other week contact and high risk one a week contact. Any modifications to this structure must be approved by the Sawyer County Administrator and JusticePoint.
- iv.** JusticePoint will coordinate and implement, when necessary, a randomized drug testing schedule in accordance to evidence-based practice. Testing will only be approved for those defendants that score a 3 or more on the UNCOPE.
- v.** JusticePoint will provide electronic monitoring supervision for those defendants who are ordered to a form of electronic monitoring and score "high risk" on the pretrial risk assessment instrument.
- vi.** JusticePoint will provide reports on the defendants' status and compliance with court ordered conditions of release at every schedule court hearing.
- vii.** JusticePoint will notify the supervising court of any non-compliance with court ordered conditions.

2. Diversion Services (District Attorney Referrals)

a. Community Service

- i. JusticePoint will coordinate, verify and report compliance on all referrals from the District Attorney's Office.
 - ii. JusticePoint will work with community based nonprofit organizations to establish a community service network.
 - b. Diversion Programing
 - i. JusticePoint will develop a program to respond to any District Attorney referrals for diversion. Programming will utilize evidence based criminogenic risk reduction tools as applicable and program requirements will be based on the results of criminogenic risk assessments. Programming for low risk individuals will focus on accountability measure while programing for higher risk individuals will focus on behavior change strategies.
 - ii. JusticePoint will report compliance to the District Attorney's Office.
- 3. Sheriff's Department Services**
 - a. Electronic Monitoring
 - i. JusticePoint will provide all aspects of the Sheriff's Department Electronic Monitoring Program inducing enrolling, installing, retrieving and monitoring of offenders who are released on Electronic Monitoring.
 - ii. JusticePoint will work with Sheriff's Department to establish an appropriate reporting protocol. Once developed and approved by both parties, JusticePoint will provide reporting based on the agreed upon protocol.
 - b. Jail Programing
 - i. JusticePoint will seek, oversee and/or develop inmate programs within the Sawyer County Jail.
 - ii. JusticePoint will work with the Sheriff's Department to identify the needs and gaps with the current service array and prioritize program recruitment and development as needed.
- 4. Electronic Monitoring and Drug Testing Equipment**
 - a. JusticePoint will provide all Electronic Monitoring and Drug Testing Equipment to Sawyer County including GPS, Alcohol Monitoring and Drug and/or Alcohol Testing Equipment.
 - b. JusticePoint will monitor inventory and needs of Sawyer County and provide all equipment at cost.

**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 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 Twenty-Five Thousand dollars (\$25,000.00) 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. That data will be shared between the County and Tribe.

Timeframe:

This Memorandum of Understanding shall become effective on Monday, July 30, 2018 and shall remain in effect for a period of thirty (30) months and shall terminate on January 31, 2021.

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

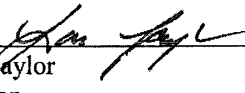
Authorized Representatives:

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

8-15-18
DATE

Sawyer County Board of Supervisors



Tyed Shuman
Chairman

1-10-19
DATE