



ILENE SHAPIRO
COUNTY EXECUTIVE

**County of Summit
Criminal Justice Advisory Board
January 28, 2020
Domestic Relations Ceremonial Court Room**

Opened: 12:02 p.m.

Adjourned: 12:28 p.m.

I. ROLL CALL

Members Present:

Deb Matz	Gert Wilms
Lori Pesci	Bernie Rochford
Jerry Craig	Judge Christine Croce
Don Joseph	Judge Joy Malek Oldfield
Lawrence Whitney	Colleen Sims
Anne Connell-Freund	Kerri Defibaugh
Vince Morber	Robert Gainer
Charles Brown	Judge Amy Corrigan Jones
Judge Kathryn Michael	Sandra Kurt
Mark Potter	John Trunk
Dave Horner	

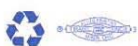
Alternates and Other Attendees:

Michael Cody	Faylin Thurn
Judge Mary Margaret Rowlands	Julie Howe
Greta Johnson	Aaron Crosby
Judy Kelly	Dennis Howell

This meeting of the Summit County Criminal Justice Advisory Board was called to order by Deb Matz on Tuesday, January 28, 2020 at 12:02 p.m. in the Domestic Relations Ceremonial Court Room, 209 S High Street, Akron Ohio 44308.

II. APPROVAL OF MINUTES – August 13, 2019

Judge Kathryn Michael motioned for the approval of the August 13, 2019 minutes, with Gert Wilms as the second. The motion carried by unanimous voice vote.



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III. OLD BUSINESS

- Opiate Litigation Lawsuit

Greta Johnson gave an update on the Opiate Litigation Lawsuit. Yesterday, County Council approved the appropriations of the \$104 million in settlement funds. This is the total amount received and does not include payment to the attorneys. There is a trial date with the pharmacies in October which will also incur litigation fees with a 50% fee cap. The Executive, Mayor Horrigan, Mayor Judge, Coventry Trustee George Beckham and Health Commissioner Donna Skoda (5 stakeholders) are putting together an Opioid Advisory Committee of where to spend these dollars. The County will be placing our first order for medication within the next 60 days (one order every month for 2 years). Greta continues to field requests from agencies who are looking for investment of these dollars and she will put this in front of the stakeholders. This is not an abatement lawsuit.

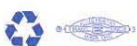
- Senate Bill 3

Greta Johnson reminded everyone SB3 is still very much alive and encourages everyone to reach out to local legislators regarding concerns about this bill. SB3 looks to put into statute the policies that were cut out in Issue 1. It reduces the penalties for possession and distribution of narcotics, creating a new population of misdemeanors. Greta would like to have this Board put something together to send to Senator Sykes in regard to how SB3 would impact our local community.

IV. TOPICS

Community Correction Act Grant

- **CCA Program Reports** – No report
- **CCA Financial Reports** – No report
- **CCA Directors Meeting Update** – No report
- **Oriana House Policy and Procedures Revisions** – None.



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Jail Capacity Subcommittee

Lori Pesci stated there has not been any formerly adopted recommendations from the Jail Capacity Subcommittee in a number of years, but the Jail Capacity Subcommittee is bringing forth system insufficiencies to the Criminal Justice Advisory Board that are beyond the scope of the Jail Capacity Subcommittee. These recommendations came from work down at the Jail Capacity Subcommittee meetings each month and the stress test conducted by Jim Austin.

- Issue:** Time technical violators are spending in jail.
Recommendation: For the Court to establish a process in which to expedite these cases.
Discussion: Jail provided a snapshot of inmates booked 9/19 with at least one probation violation. Discussion on letters that are sent out by the jail to court regarding probation violations. The Judges had questions where the data was derived. Lori Pesci suggested adding technical violators to the list the jail provides to the judges. The average wait time is 37 days in the jail. Dennis Howell will identify where the inmates go from jail for statistical purposes.
Action Item: Lori Pesci made a motion for the Court to receive a listing of probation violation only individuals to the list received from the jail twice a week. The motion was passed by unanimous vote.
- Issue:** Time individuals are waiting transport to prison.
Recommendation: For the Court to develop a process in which prison conveyance orders will be in compliance with state law and limit the amount of time spent in jail. The Sheriff's Office shall also be responsible for assisting in expediting these cases.
Discussion: Discussed the availability of filing for journal entries electronically. There is an issue with convey only taking prisoners on certain days. Dennis Howell stated the time from sentencing is a day longer.
Action Item: Judge Joy Oldfield made a motion for the Court and the Sheriff's Office to have a process to expedite the process, Lori Pesci seconded the motion. The motion carried by voice vote.
- Issue:** Time individuals are spending in jail due to continuances.
Recommendation: For the Prosecutors Office and Defense Bar to more closely monitor and limit these requests and for the Court to reasonably reduce the amount of time a continuance is permitted. i.e. 30 days to 10 or 14 days.
Discussion: This was identified in the stress test. Lori Pesci stated it was not the amount of continuances, but the length of the continuance. Would like the defense bar and prosecutors to be more aware of the amount of continuances and to limit from 30 to 20 days, if feasible. There are several variables impacting this time, including discovery issues, the sophistication of defense and BCI taking a long time for drug testing are all complications.
Action Item: Judge Joy Oldfield made a motion to table Issue 3 until specific data can be provided, with Deb Matz as the second. The motion was carried by voice vote.
- Issue:** Review, edit and update of the standing orders which provides a mechanism for population control at the jail and are not currently being used/followed.
Recommendation: For a working group to be created to address this issue.
Discussion: Lori Pesci stated they are not looking to solve today but to create the group. Also suggested that there be representation from the bench.
Action Item: Lori Pesci made a motion to create a working group to address this issue.





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5. **Issue:** Missing information on half-slips.
Recommendation: For the Court's criminal secretaries to provide complete and accurate information to the jail in order for the individual to be processed.
Discussion: Dennis Howell stated they sometimes have to contact the bailiff regarding missing case numbers or basic information. Judge Croce suggested changing the form making it more user friendly.
Action Item: Lori Pesci made a motion to table Item 5 until Dennis Howell provides additional documentation and possibly evaluate a new form with Judge Croce as the second. The motion was carried by voice vote.

6. **Issue:** Regular case review of high utilizers and individuals exceeding length of stays.
Recommendation: For Jail Capacity Subcommittee to regularly review select individuals who are outliers in terms of length of stay and resource utilization.
Discussion: Lori Pesci stated this was brought to this board to see if anyone was interested in population review. If so, please let Lori know.
Action Item: Lori Pesci made a motion for the Jail Capacity Subcommittee to regularly review individuals who are outliers in terms of length of stay and resource utilization, with Sandra Kurt as the second. The motion was carried by voice vote.

Pretrial Working Group – Risk Assessment Tool

Gert Wilms stated stated Natalie Michalidies is training probation, prosecutor's office and the public defender's office on the pre-trial risk assessment tool.

Specialty Docket Subcommittee

Faylin Thurn stated the Specialized Docket Subcommittee is still meeting the 3rd Friday of every month. This is the second year together and they are working on the drug screening policies from specialized dockets to find best practices, to coordinate grant efforts and formed a medical marijuana focus group. The next meeting is February 18th.

Reentry Coalition

No report

Appointed Counsel Subcommittee

No report



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V. NEW BUSINESS

SHARP Bed Availability

Lori Pesci stated at the last Jail Capacity meeting there was discussion there is an 18 week wait at male SHARP. Anne Connell-Freund stated she named SHARP (see how Anne renames programs). She stated the beds were developed to get the mentally ill out of the jails for pretrial status or for sentence servicing. The average length of stay is 120 days. The ADM is not the sole provider of funding for this service. Bernie Rochford stated in the facility they are operating they are at capacity, they have the ability to move, they could increase the beds but do not want to increase too much because of the type of population. Anne stated you need a SMI diagnosis to be admitted to SHARP. Jerry Craig stated 23% of those admitted last year did not have a SMI diagnosis. Only 32% received community support services. Jerry stated they are trying to understand the needs better. There will be a meeting set with ADM, Oriana, Summit Psychological and the Courts to discuss the SHARP bed situation with ADM arranging.

VI. GOOD OF THE ORDER

Greta Johnson stated Thursday at noon the Criminal Defense Bar will have a discussion regarding fee caps and where they should be on reimbursement.

VII. ADJOURNMENT

The meeting was adjourned by Deb Matz at 1:11 pm.

Next meeting will be April 28, 2020 @ noon

Next Jail Capacity Subcommittee is February 20, 2020 at noon



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