

Justice Committee Meeting Minutes

The Justice Committee of the McLean County Board met on Monday, July 1, 2002 at 5:15 p.m. in Room 700 of the McLean County Law and Justice Center, 104 W. Front Street, Bloomington, Illinois.

Members Present: Chairman Sommer, Johnson, Emmett, Kinzinger, Pokorney and Renner

Members Absent: None

Staff Present: Mr. John Zeunik, County Administrator; Mr. Terry Lindberg, Assistant County Administrator; Mrs. Carmen I. Zielinski, County Administrator's Office

Department Heads/
Elected Officials

Present: Ms. Beth Kimmerling, Coroner; Ms. Billie Larkin, Director, Children's Advocacy Center; Ms. Roxanne Castleman, Director, Court Services; Ms. Jane Engblom, Jury Commission; Chief Deputy Derick Love, McLean County Sheriff's Department; Mr. Tom Phares, Jail Superintendent, McLean County Sheriff's Department; Mr. Walter Hunt, Internal Auditor, Auditor's Office; Mr. Charles Reynard, State's Attorney; Mr. Bill Gamblin, Director, E-911

Members of the
Public Present:

Ms. Carol Reitan, Institute for Collaborative Solution, Inc.; Rev. Thomas Shea, League of Women Voters, Alternative to Jail Committee; Ms. Barbara Stuart, League of Women Voters

Chairman Sommer called the meeting to order at 5:15 p.m.

Chairman Sommer placed on file the Committee minutes for June 3, 2002 and June 18, 2002 as presented.

Ms. Beth C. Kimmerling, County Coroner, presented the Monthly Report for May 2002. Ms. Kimmerling stated that the numbers in the report indicate a small decrease for the month of May.

Ms. Kimmerling informed the Committee about a Certificate of Training on the Reid Technique of Interviewing and Interrogation. She attended this training May 14th - May 16th in Chicago, Illinois. She stated that the training was the first step towards fulfilling one of the Coroner's Office future goals to have the staff trained in this subject since the office works the death scenes with law enforcement. This training would allow the Coroner's Office to maintain contact with the law enforcement officers once the scene was vacated. Ms. Kimmerling explained that once the Coroner's staff leaves the scene or at the time of autopsy, a couple of weeks may pass before touching base with law enforcement and during that time, interviews have occurred and information has been

gathered that could aid in the investigation of the Coroner's Office.

Ms. Billie Larkin, Director, Children's Advocacy Center, requested approval of a Grant from the Illinois Criminal Justice Information Authority (ICJIA). Ms. Larkin explained that the grant in the amount of \$71,848.94 would provide funding for existing and new child advocacy services to be offered by the Children's Advocacy Center.

Motion by Kinzinger/Emmett to recommend approval of a Grant in the amount of \$71,848.94 from the Illinois Criminal Justice Information Authority for the Children's Advocacy Center. Motion carried.

Ms. Larkin requested approval of an Emergency Appropriation Ordinance amending the McLean County Fiscal Year 2002 Combined Annual Appropriation and Budget Ordinance Children's Advocacy Center, Fund 0129 Children's Advocacy Center 0062. This Emergency Appropriation Ordinance recognizes the receipt and expenditures of the grant funds.

Motion by Renner/Pokorney to recommend approval of an Emergency Appropriation Ordinance amending the McLean County Fiscal Year 2002 Combined Annual Appropriation and Budget Ordinance Children's Advocacy Center, Fund 0129 Children's Advocacy Center 0062. Motion carried.

Ms. Larkin requested approval of a Grant from the McLean County Child Protection Network. Ms. Larkin stated that the McLean County Child Protection Network unanimously approved grant funding for a position of Office Support Specialist for the Children's Advocacy Center/CASA Program. The Child Protection Network anticipates the funding for this position to be ongoing and would provide the necessary funds to fully fund this position. Ms. Larkin stated that the Child Protection Network has slated \$10,650.00 in the 2002 calendar year budget towards this position.

Motion by Renner/Pokorney to recommend approval of a Grant in the amount of \$10,650.00 from the McLean County Child Protection Network for the Children's Advocacy Center/CASA.

Mr. Kinzinger asked that a stipulation be placed in the grant contract with the Office Support Specialist that the Children's Advocacy Center inform the Justice Committee of the termination of the grant fund. Ms. Larkin stated that type of stipulation was already part of the contract.

Motion carried.

Ms. Larkin presented for approval an Emergency Appropriation Ordinance amending the McLean County Fiscal Year 2002 Combined Annual Appropriation and Budget Ordinance Children's Advocacy Center Fund 0129, Children's Advocacy Center 0062. This Emergency Appropriation Ordinance recognizes the receipt and expenditure of the grant funds from the Child Protection Network.

Motion by Renner/Pokorney to recommend an Emergency Appropriation and Budget Ordinance Children's Advocacy Center Fund 0129, Children's Advocacy Center 0062.
Motion carried.

Ms. Larkin discussed the Monthly Statistical Report. Ms. Larkin stated that the Center saw 27 children in June, bringing the total for the year to 129 children processed through the Children's Advocacy Center.

Amy Davis, Public Defender, was not present to discuss the Monthly Caseload/Disposition Report.

Chairman Sommer commented that the newspaper stated that crime had increased in some areas. In the report presented by the Public Defender, the numbers state that the numbers are down for the Public Defender's Office. Chairman Sommer wondered if last year's numbers were just a fluke. Chief Deputy Derick Love, Sheriff's Department, answered that based on the jail population numbers, the statistics are normal.

Ms. Roxanne Castleman, Court Services Department, discussed the Pre-Trial Release Program information requested by the Justice Committee. Ms. Castleman stated that she was able to run two reports that showed the number of individuals who were arrested while on bond and the number of Failures to Appear (FTAs) from the two pilot programs done. However, what can not be determined from looking at the names, is if the re-arrest occurred once they were sentenced or during the pre-trial period. Ms. Castleman stated that she would have a report to present to the Justice Committee at their August 5th meeting.

Mr. Pokorney commented that Ms. Carol Reitan, Collaborative Solutions Institute, provided him with material regarding the Victim-Offender Mediation Program and that material answered his questions.

Mr. Zeunik clarified that there are two different programs that were asked to report back to the Justice Committee with further information. One was the Pre-Trial Release Program and the other was the Victim-Offenders Mediation Program. The Victim-Offenders Mediation Program does not involve any full-time employee because the service can be contracted out to a community-based agency, much like the prototype program previously authorized as a pilot for 15 cases through the Criminal Justice Advisory Council.

Chairman Sommer recommended that since all the facts are still being gathered, more information be provided at the August Justice Committee meeting. Chairman Sommer stated that the "concept" of these programs can be recommended, but funding may not be available at this time. Mr. Renner stated that there is a need for information that would determine if these programs could reduce the problem of jail overcrowding. Mr. Renner thought that before trading off on a larger expense for a new jail, perhaps, some resources could be carved out for community-based studies on these programs, even though there may be some budget crunches.

Chairman Sommer commented that the pre-trial studies indicated that the decisions being made were releasing individuals who would qualify under pre-trial for some type of bond release. The Victim-Offenders Program may still need funding from the County.

Mr. Zeunik explained that the County entered into a contract where Collaborative Solutions Institute was paid to pilot 15 cases with the ability to charge some of the individuals for part of the fee. Ms. Reitan stated that during the pilot program, the County paid Court Alternatives and Collaborative Solutions Institute to develop the program and run the first 15 mediation cases. Ms. Reitan noted that the offenders were charged \$20.00 minimum, even though the County was subsidizing the first 15 mediation cases. Since then, another ten mediation cases have been handled and no one has complained or disagreed to pay the \$20.00. Ms. Reitan stated that Judge Freese had commented that the \$360.00 being charged was less than what an offender would pay for court cost, even with the appointment of the Public Defender. Ms. Reitan noted that it would be nice to have a contract with the County so that the program was officially accepted, even though this program may be able to support itself.

Ms. Castleman discussed the Court Services Monthly Statistical Reports and the Juvenile Detention Center Monthly Statistical Report. Ms. Castleman stated that today there are eleven McLean County juveniles and three out-of-county juveniles at the Detention Center.

Ms. Jane Engblom, Jury Coordinator, Jury Commission, requested approval to renew the Copier Lease Contract with CDS Office Technologies. Ms. Engblom explained that this contract would be for 48 months at a monthly rate of \$85.00. The contract includes service, all necessary supplies, except for paper, routine preventative maintenance and a loaner guarantee for a "down machine."

Motion by Kinzinger/Johnson to recommend approval to renew the Copier Lease Contract for the Jury Commission. Motion carried.

Ms. Engblom presented the Jury Statistics for Second Quarter, Fiscal Year 2002. The Justice Committee members had no questions regarding this report.

Chief Deputy Derick Love, Sheriff's Department, and Mr. Tom Phares, Superintendent McLean County Jail, requested approval of a Maintenance Agreement for Identix Live-Justice Committee Meeting Minutes

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Scan Fingerprinting System. Mr. Phares stated that the Detention Facility has been using the Identix Livescan Fingerprinting System since 1997 to take the fingerprints of arrested individuals during the booking process. The Identix Touch Print 600 (TP) went into service on May 20, 2001 in the Detention Facility. The 15-month warranty for the initial period of coverage on the TP 600 expires on August 19, 2002. The new contract for maintenance would begin on August 20, 2002 and expire on January 31, 2003. The Maintenance Agreement provides 24 hour/7 day a week telephone support. It also provides coverage during the week during normal business hours. Under the new agreement, parts are provided by Identix, including the printer. Mr. Phares explained that in order to prevent any interruption in the contracted services, there would be an overlap into 2003 that would allow the Detention Facility to pay the January bill in December of 2002.

Motion by Renner/Emmett to recommend approval
of a Maintenance Agreement for the Identix Live-Scan
Fingerprinting System for the Sheriff's Department.
Motion carried.

Chief Deputy Love discussed the McLean County Detention Facility Population Report. Mr. Phares explained that the jail population increases to uncomfortable levels during the weekend because of the work release offenders and periodic weekend detainees. The increase in women prisoners has increased the "special needs" issues. There has not been a need to send prisoners to out-of-county facilities. Mr. Phares noted that in the last couple of weeks, thirty prisoners have been sent to the Department of Corrections due to parole warrants. Individual bonds have helped keep the numbers of prisoners in the jail down.

Ms. Johnson asked if there was a certain number established by the administration of the jail as the limit for housing prisoners and proclaiming to need to start moving prisoners out-of-county facilities. Mr. Phares explained that the staff keeps track of the cases being handled that day by the courts and individuals being released during a specific period of time and judge the jail's capacity accordingly.

Ms. Sandra Parker, Circuit Clerk, was not present to discuss the Statistical Reports for the Month of May, 2002.

Mr. Walter Hunt, Internal Auditor, presented the Petty Cash Audit Report for E-911 and the Petty Cash Audit Report for MetCom. The Committee had no questions for Mr. Hunt at this time.

Mr. Charles Reynard, State's Attorney, presented a request for Approval of a Contract for Professional Services with Mr. Joel Brown, Attorney at Law. Mr. Reynard stated that the purpose of this personal service contract was to provide professional legal services in the traffic division of the State's Attorney's Office commencing July 1, 2002. Mr. Brown shall receive compensation of \$2,019.21 per each contract pay period of 21 days for the length

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of this contract.

Motion by Renner/Kinzinger to recommend approval of a Contract for Professional Services with Mr. Joel Brown, Attorney at Law for the State's Attorney's Office. Motion carried.

Mr. Reynard discussed a request for Approval of an Intergovernmental Agreement between the Illinois Department of Children and Family Services and McLean County.

Mr. Reynard explained that the Department of Children and Family Services would find the salary expense of an Assistant State's Attorney to exclusively handle child abuse matters. The Department of Children and Family Services will pay McLean County the sum of \$45,000.00, in twelve equal monthly installments. Mr. Reynard explained that currently the State's Attorney's Office send whichever Assistant State's Attorney was designated out of the three or four attorneys qualified to undertake these responsibilities, as they are available. This new attorney would allow the office to cover 100% of the cases.

Mr. Reynard noted that the timing of this request was fortuitous because one of the Assistants in the Abuse and Neglect Court has been on family medical leave up until three weeks ago and wants to continue on an indefinite basis to work only 27 hours per week. This new attorney would be able to pick up some of the responsibilities. Mr. Reynard stated that after some calculations performed by Mr. Lindberg, Assistant County Administrator, the savings accomplished by reducing the existing staff's position down to 27 hours per week would be \$12,000.00. Mr. Reynard proposed the concept of having this intergovernmental agreement approved with the understanding that an attorney be hired at a salary of not more than \$45,000.00, and the savings from the reduced work hours of the full-time staff be used to compensate the benefits that the intergovernmental agreement does not cover.

Chairman Sommer suggested that Mr. Reynard contemplate a "contract attorney" for this position. The Intergovernmental Agreement permits the State's Attorney to use the \$45,000.00 for a contract attorney. This would eliminate the need to pay benefits.

Mr. Reynard agreed to consider this option. Mr. Reynard asked that the recommendation for approval contemplate permission to present the final proposal in either the format of a full-time employee contract or a contract attorney. Chairman Sommer commented that after hearing the two options available to Mr. Reynard, the Committee can, in concept, approve the agreement or contract with the details being presented to the Committee at a later time.

Motion by Renner/Kinzinger to recommend approval of an Intergovernmental Agreement between the Illinois Department of Children and Family Services and McLean County.

Mr. Renner stated that if the option of a full-time attorney would provide "the best" qualified person, then he would lean towards a full-time assistant State's Attorney.

Motion carried.

Mr. Bill Gamblin, Administrator, E-911, requested approval of an Intergovernmental Agreement for the Addressing of Certain Residences within the County of Woodford. Mr. Gamblin explained that Woodford County shall have the authority to assign address numbers to all existing and future residences that may be constructed on real property located on the McLean County's E2250 North Road that lie within Woodford County. The county of Woodford shall be responsible for any and all expenses incurred for this addressing and shall promptly send the County of McLean written notification of such address changes for their records. Woodford County shall also be responsible for any errors associated with the addressing program, and McLean County shall keep the name of E2250 North Road.

Motion by Emmett/Kinzinger to recommend approval of an Intergovernmental Agreement for the Addressing of Certain Residences within the County of Woodford. Motion carried.

Mr. Gamblin discussed the Status Report for the E-911 System. Mr. Gamblin explained that Item 1 indicated that the number of errors in the system had declined thus maintaining ICC rules and regulations. Item 2 referred to the Telecommunication Act of 1996 that allowed new telephone companies to start up as re-sellers. Item 3 referred to Wireless 911. Phase 1 of the Wireless 911 would provide the latitude and longitude of each cellular tower in the County, the cellular number of the caller, the direction of the caller from a specific tower and the owner of the tower. By placing a point file on the CAD map to represent each cellular tower and using the propagation information given for each tower, a general location of the call can be provided. Phase II of the Wireless 911 would provide the location within 150 ft. of the caller. This is mandated to be in place by the FCC by 2005.

Mr. Craig Nelson, Integrated Justice Information System Project Team, was not present to discuss the IJIS Status Report.

Mr. John Zeunik, County Administrator, presented a request of authorization for the Chairman of the Justice Committee to Sign Fireworks Permits for Year 2002.

Motion by Kinzinger/Pokorney to recommend Authorization for the Chairman of the Justice Committee to sign the Fireworks Permits for the Year 2002. Motion carried.

Chairman Sommer presented a transfer and bills, as presented by the County Auditor, review and approval by the Justice Committee.

Motion by Emmett/Pokorney to recommend Payment of bills and recommend approval of the transfers, as presented by the County Auditor. Motion carried.

There being nothing further to come before the Committee at this time, Chairman Sommer adjourned the meeting at 6:30 p.m.

Respectfully submitted,

Carmen I. Zielinski
Recording Secretary

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