

DRAFT MINUTES

MEETING OF THE MARION COUNTY PUBLIC SAFETY COORDINATING COUNCIL

December 8, 2015, 4:00 PM
Commissioners' Board Room
555 Court St. NE, Salem, OR 97301

MCPSCC: District Attorney Walt Beglau, Kim Brady, Rod Calkins, Commissioner Janet Carlson, Jayne Downing, Tom Ewing, Faye Fagel, Lt. Tim Fox, Don Frederickson, Hon. Courtland Geyer, Tamra Goettsch, Jessica Kampf, Ed McKenney, Chief Jerry Moore, Diane Morse, Mayor Anna Peterson, Judge Tracy Prall, Jeff Puterbaugh, Bob Royer, Mike Runyon, Chief John Teague, Hitesh Parekh (recorder).

GUESTS: Warren Bednarz, Salem City Council; Bill Dalton, citizen; Alison Kelley, Liberty House; Jolene Kelley, Marion County Public Information Coordinator; Todd Londin, ABC Window Cleaners; Michael Schmidt, Oregon Criminal Justice Commission; John Van Dreal, Salem-Keizer School District.

ADMINISTRATIVE ACTION

Commissioner Carlson called the meeting to order at 4:03 p.m.

Recap and approval of November 10, 2015 meeting minutes

MOTION: Chief Jerry Moore moved approval of the November 10, 2015 MCPSCC meeting minutes. Seconded by Ed McKenney; motion carried. A voice vote was unanimous.

Announcements & Upcoming Events

- The Oregon Criminal Justice Commission has announced an “Intent to Award” \$3,428,059 in Justice Reinvestment Grant funds to Marion County.
- Oregon Liquor Control Commission is holding a “Recreation Marijuana License Workshop” in Salem on December 11. All welcome to attend.
- Oregon Department of Public Safety Standards and Training is holding a training on elder abuse on January 26, 2016. All welcome to attend.
- Oregon State Legislature will continue to provide mental health funding for Marion County’s “aid and assist” pilot program.
 - “Aid and assist” refers to misdemeanants unable to testify in their own defense. Until the time they can testify, they are sent to the Oregon State Hospital or for community treatment. Community treatment is less costly than a hospital stay.
 - State of Oregon wants to decrease the number of aid and assists being sent to the Oregon State Hospital and is piloting a program with Marion, Multnomah, Clackamas and Lane and Douglas counties.

JUSTICE REINVESTMENT DATA PRESENTATION

Mike Schmidt, director, Oregon Criminal Justice Commission (CJC) presented information on House Bill 3194 (2013) and the Justice Reinvestment Initiative.

Summary of presentation (**attachment 1**) :

- Initiative seeks to curb prison growth by diverting prison bound felons. Savings from not adding prison beds will be passed on to counties to enhance county local public safety systems.
- CJC has divided the state into four regions. Each region has a Regional Implementation Council with several counties in each council.
 - Marion County is part of the Metro region with Multnomah, Washington, Clackamas and Lane Counties.
 - CJC conducts quarterly meetings for each region and presents statewide prison population data on county prison use.
- Mr. Schmidt presented the October 2015 prison population forecast summary for the five counties in the Metro region.
 - October state prison population forecast shows an increase due to:
 - Sentencing changes resulting from the implementation of HB 3194 (2013).
 - Prisoners being held longer in the penitentiary.
 - Marion and Lane Counties showing higher prison intake rates for Measure 57 property and drug crimes than the remaining three counties in the Metro region.
 - Marion County has a higher number of offenders under local control.
 - These are people sent directly to jail to serve their sentences.
- Unless both counties reduce their prison intake rates starting January 1, 2016:
 - Strong likelihood the remaining half of the Deer Creek correctional facility will have to open to accommodate state prisoners by late 2016 at a cost of \$9.5 million.
 - Some legislators suggesting the \$9.5 million be taken out of the Justice Reinvestment grant funds.
 - For Marion County this will mean a reduction of almost \$800,000 from a total of \$3.5 million during the second year of the 2015-17 biennium.
 - If the state prison forecast continues to increase, the state will have to build a new prison in Junction City at a cost of \$140 million.
- Marion County has identified a work group consisting of representatives from the Sheriff's Office, District Attorney's Office and Marion County Circuit Court to develop a prison intake reduction strategy. Strategy includes a commitment to:
 - Increase the number of individuals eligible for Senate Bill 416 downward departures from 60 to 120 per year.
 - Family Alternative Sentencing program to begin January 2016. This will divert parents of children from prison.
 - Begin reducing prison intakes for drug crimes in January 2016.
 - Review the types of offenders currently being sent to veterans court.
 - Review probation revocations.

Summary of discussion

- Balance needed between protecting the community and sending the right people to jail.
- There are individuals that need to go to prison, but there are those that go and don't benefit.
- Searching for a better outcome on investment.
- Counties with inadequate jail space tend to use more prison space than counties with jail space.
- State has approved Marion County's Justice Reinvestment Grant, but if funding is cut county will not get an opportunity to implement its justice reinvestment plan to see if it works. (Ironically, if justice reinvestment money is cut, prison intakes will accelerate.)
- Circuit court judges don't control the volume of cases that come to them.
- For judges, accepting a plea bargain is a gamble which is why the penalty for violating probation usually results in a stiff prison sentence.
- Accountability and consequences make a huge difference. A few years ago the City of Salem had a high number of property crimes. Lack of jail space was one reason. Once jail beds became

available this changed. Bottom line is tax payers must feel safe and law enforcement be given the proper tools to do their job.

- Drug addicts should not be in prison. They should receive treatment.
- Other counties use their drug courts for prison diversion. Marion County should do the same.

HOUSING/HOMELESS FOLLOW UP DISCUSSION

Commissioner Carlson and Mayor Anna Peterson presented this item. Summary of presentation:

- Mayor Peterson and Commissioner Carlson met with other civic leaders from the City of Salem and Keizer to explore establishing a task force to house the homeless in Marion and Polk counties.
 - Group trying to determine:
 1. Who and how many are chronically homeless in Marion and Polk Counties?
 2. What type of services for permanent housing currently exist?
 3. What are the gaps in these services?

Summary of Discussion:

- Finding resources for the chronically homeless should not be at the cost of withdrawing resources for victims of domestic violence. This has happened in Lane County.
- The most effective housing programs for the chronically homeless work when a community pools all its resources together.

EMERGING ISSUES/PROBLEM SOLVING

2016 Justice Reinvestment Community Forums

- County has begun scheduling MCPSCC community forums for spring 2016.
- Three topics proposed to be discussed at the forums: Justice Reinvestment Initiative, emergency management and juvenile justice.
- Council members welcome to select a community forum of their choice and attend.

2016 Short Legislative Session

- Grand jury recordation issue will re-emerge during the 2016 short legislative session.
- MCPSCC will discuss the county's state legislative agenda in January and the county's federal legislative agenda in February 2016.

ADJOURNED 4:55 PM