

Citizen's Advisory Committee Meeting  
November 3, 2016  
6:00 p.m.

- I. CALL TO ORDER/ROLL CALL: The meeting was called to order at 7:04 p.m. by Chairman Tim Coll. Roll call was taken with a quorum being present.
- II. APPROVAL OF THE MINUTES: Mr. Coll presented the minutes from the September 1, 2016 meeting. There being no additions or corrections, the minutes were approved as presented.
- III. CCNO POPULATION STATISTICS/OPERATIONAL UPDATE: Dir. Dennis distributed the population statistics. Dir. Dennis explained that how beds are being reported has changed. There were 510 member funded beds in September with the average daily population of 520 or 102 percent of member capacity. Facility capacity remains at 638 and overall in September the average daily population was 560 or 110 percent of member capacity. When the City of Toledo ceased to be a member of CCNO, Lucas County requested 100 beds to house those offenders incarcerated by the Toledo Municipal Court under an Ohio Revised Code violation.

In October, there were 530 member funded beds with an average daily population of 445 or 84 percent of capacity. The average daily population overall in October was 498 or 78 percent of capacity. Lucas County requested another 20 beds be added to their bed allotment to house Toledo Municipal Code violators from the Toledo Municipal Court. This is being done by Lucas County through a subcontract with the City of Toledo.

Lucas County has reached an agreement with the common pleas and municipal courts in Lucas County on the number of offenders each court can sentence to CCNO. Lucas County has also requested that all offenders sentenced to CCNO from a Lucas County court be given an ORAS assessment. The ORAS assessment evaluates offender needs and whether they are a low, medium or high risk to recidivate. Lucas County contracted with CCNO to hire additional staff to administer the ORAS at CCNO. The funding for these additional CCNO staff came from the MacArthur Grant that Lucas County was awarded. When Lucas County exceeds their bed allocation at CCNO, the ORAS score will also be utilized to determine offenders eligible for early release along with length of sentence remaining. Presently for the four rural counties, when overcrowded, administrative releases are requested based on whether a convicted non-violent misdemeanor has completed 60% of their sentence or an inmate convicted of a violent misdemeanor or a non-violent felon has completed 75% of their sentence. Tom McCarter questioned whether the laid off staff were able to be reinstated with the hiring of the additional staff to complete the ORAS assessment. Dir. Dennis responded that they were called back to work; however, one declined due to finding other employment and the other returned to school.

There were also 126 offenders on a community supervision program; 17 on electronic monitoring, 61 on GPS and 48 on TAD.

A test of the neighbor emergency notification system was completed on September 15<sup>th</sup>. Seventy of the 84 telephone numbers in the database were reached within five minutes of placing the test call.

Dir. Dennis worked with Bud Hite of the Lucas County Correctional Treatment Facility on a grant to house felony 4's and 5's at CCNO rather than prison. Approval has been received from the Ohio Department of Rehabilitation and Correction for 88 beds. This grant brings the number of funded beds at CCNO to 638 our current bed capacity. This diversion program is only for felons from Lucas, Defiance, Fulton, Henry and Williams counties. The criterion for the program is non-violent and non sex offenders with a non-mandatory sentence. These are the lowest risk felons that go to prison. The funds previously allocated for CCNO case managers have gone towards hiring additional treatment staff for this diversion program. Programming will begin with the current substance abuse programs. Recovery Services is using the matrix treatment model and Thinking for a Change. They will also be evaluating the ORAS information and looking at the University of Cincinnati programs and by July 1 Recovery Services hopes to introduce additional programming.

Dir. Dennis attended the Jail Administrator's Conference on October 11 and 12.

The Reach Up Banquet was held October 4<sup>th</sup>. Reach Up is the non-profit group that provides a Chaplain to CCNO and helps administer religious programming. This is done at no cost to CCNO. This banquet is their annual fundraising event to provide these services.

A Regional Jail Director's meeting was held on October 14 at the regional jail in Marion. Discussions involved the Judge's ruling in the City of Toledo v. CCNO, et al lawsuit that involves all regional jails. Dir. Dennis stated that Board members are lobbying State Legislatures to have the regional jail legislation changed to specifically state that a unanimous vote is not required to change the Operating Agreement. The Judge ruled in the Toledo lawsuit that the Operating Agreement was invalid because it was not passed by a unanimous vote. However, upon researching the regional jail legislation, the word "unanimous" is not contained anywhere within that statute. There are some statutes involving county commissioners and township trustees that specifically state a unanimous vote is required. That is the basis of CCNO's appeal to the lawsuit ruling, but as the appeal process could take years, a law clarification is being requested.

Defiance County held Drug Awareness Forums were held in Defiance and Hicksville in October. The discussions centered on opiate use.

Ten Correction Officers began pre-service training on Monday, October 31.

The annual jail inspection is scheduled for November 9 and 10. With the population decreasing and units being closed, they are being detail cleaned. Each cell is being painted and floors are being stripped and re-waxed.

The Community Corrections Act audit was held on September 19 for the electronic monitoring program. The program received 100% compliance on all the standards.

Due to the City of Toledo's non-payment of their quarterly invoice which resulted in a loss of \$425,000 a month, Dir. Dennis stated he made the decision to discontinue offender programming effective July 1. However, based on the Department of Rehabilitation and Correction grant being approved, the reserves in place and the revenue generated from housing the post-release control violators, Dir. Dennis made the decision to reinstate offender programming effective November 1. All programming will resume with the exception of the library due to medical leave of the librarian. Linda Shambarger, Manager of Offender Programs has been operating the library since July 1 and will continue doing so until the librarian is able to return.

The Fifth Amended Operating Agreement was ruled invalid by the Judge in the City of Toledo lawsuit since it was not approved unanimously. An Ad Hoc Committee was formed by the Board to forge a new Operating Agreement. This Sixth Amended Operating Agreement was approved at the October Board meeting.

The bed reallocation for 2017 was approved at the October Board meeting also. The bed allocations are:

Defiance County	60
Fulton County	55
Henry County	37
Lucas County	323 (20 beds for the Toledo Municipal Code violators)
Williams County	55

The operating, capital and electronic monitoring budgets were approved at the October meeting also. The 2017 budget per diem will be \$72.67.

#### IV. CURRENT ISSUES:

Mr. McCarter questioned if someone is arrested on a DUI and is charged under the Ohio Revised Code and is assessed a \$1,000 fine, who receives the \$1,000 fine? Dir. Dennis responded it would go to the county. He then questioned what happens to fine money if they are charged under a city's municipal code. Dir. Dennis responded that the fine money would be given to the city.

Mr. McCarter questioned what the basis of the lawsuit appeal was. Dir. Dennis responded that for the Corrections Commission, it is solely on the word "unanimous" not being in the regional jail legislation. The Corrections Commission believes the Judge overstepped his bounds in making that

determination. Mr. McCarter then questioned what the basis of Lucas County's appeal was. Dir. Dennis responded they disagree with the ruling on the Ohio Revised Code issue and the language is not that clear.

Johnetta McCollough questioned if the felony 4 and 5 offenders were being diverted from prison based on their ORAS assessment. Dir. Dennis responded that the F4 and F5 diversion program is based on charge, not ORAS assessment.

Mr. McCarter questioned whether the Thinking for a Change program will include the Getting Ahead while Getting Out program? Dir. Dennis responded it will not. There currently is no funding for the Getting Ahead program and the research is not in on that program. Mr. McCarter questioned what the outcome was for the first program. Dir. Dennis responded that it is too early to determine as the last program only ended six months ago.

Dir. Dennis stated that operationally things are going very well at CCNO. With the population lower, the serious incidents have declined.

V. ELECTION OF OFFICERS:

Tom McCarter informed the committee that he will be stepping down at the end of this year so a new Secretary will need to be appointed. Johnetta McCollough volunteered for the position. Paul Arruda made a motion to nominate the current slate of officers with Johnetta McCollough replacing Tom McCarter as Secretary. The motion was seconded by Chris Baker. Motion carried unanimously.

VI. MISCELLANEOUS:

Ms. McCollough questioned with all the changes and grant, are there any changes with the services being provided by TASC? Dir. Dennis responded that there are no changes. Dir. Dennis stated that mental health services and case management will be changed to be under the scope of Recovery Services versus the current arrangement with our medical services provider.

Marlin Klopfenstein stated that when he volunteers here on Monday evenings, he senses more respect from the inmates towards the Correction Officers.

Mr. McCarter stated that it has been enlightening experience to serve on this committee for four years. He commended Dir. Dennis and his staff on the excellent facility.

There being nothing further, Karen Maassel made the motion to adjourn. Mr. McCarter seconded the motion. The motion carried unanimously. The meeting was adjourned at 7:40 p.m.