

January 14, 2003

Before the meeting was called to order a proxy was given to Chairman David Stockwell, from Secretary Dorinda Harvey, authorizing Kerrie Hudson to represent her in her absence.

The regularly scheduled meeting of the Community Corrections Planning Council was called to order this 14th day of January, 2003, in the conference room of the County Office Building by Chairman Dave Stockwell. Roll was called by Kerrie Hudson, Secretary and those present were:

Dave Stockwell, Chairman
Kerrie Hudson, Secretary
Waldo Blanton, Member
William C. Hetherington, Member
Tim Kuykendall, Member
Libba Smith, Member

Vice-Chairman Melissa Houston, Members DeWayne Beggs and Leroy Krohmer were absent.

Others present were: Corry Flowers, Julia Curry, Bill Yeager, Ed Kearns, Debbie Cox, Steve Nelson, Sonny Scott, Cindy Allen, Tim Guinn, Tom Belusko, Jennifer Creecy and Roy Bugher.

Chairman Stockwell asked if the Council was in compliance with the Open Meeting Act. Kerrie Hudson answered in the affirmative.

After the reading of the minutes of the regular meeting of December 10, 2002, and there being no additions or corrections, Waldo Blanton moved that the minutes be approved. Libba Smith seconded the motion.

The vote was: Dave Stockwell, yes; Kerrie Hudson, yes; Waldo Blanton, yes; William C. Hetherington, yes; Tim Kuykendall, yes; Libba Smith, yes.

Motion carried.

Chairman Stockwell stated that Item # 1 under Old Business discussion, consideration and/or action on reports of unsuccessful offenders in Cleveland County and Statewide would be taken up later in the meeting.

Chairman Stockwell called for discussion, consideration, and/or action to review previous months (December) bills. Chairman Stockwell stated that there was an error in the report where it said November billings and it should be December billings.

Chairman Stockwell explained that the Council has a monthly budget of a little over \$11,000.00. In December it spend \$9,300.00, November \$10,000.00, and previous months over \$11,000.00. The Council is doing real well about staying under budget and as of this month there is a surplus of around \$1,807.00.

Bill Yeager stated that he felt like the providers were doing a great job and that the co-pay and voucher system were helping in keeping within the allocated funds.

Libba Smith moved, seconded by Tim Kuykendall to approve the December billings.
The vote was: Dave Stockwell, yes; Kerrie Hudson, yes; Waldo Blanton, yes; William C. Hetherington, yes; Tim Kuykendall, yes; Libba Smith, yes.
Motion carried.

Chairman Stockwell called for discussion, consideration, and/or action on lengthening the time for LSI Reports to get back to the D.A.'s Office and other options.

Ed Kearns stated that the problem is the length of time between assessment and sentencing. If it could be extended another three (3) to four (4) days from the seventeen (17) day time period, then that would give a couple of extra days to get the report in, which still gives plenty of time before the PHC for the attorney's to go over it.

Cindy Allen stated that she would like to get the LSI Reports before the PHC hearing. She stated that her office currently sets up the PHC hearing 30 days out because that is how long it takes and that way we have what we need by the PHC. Cindy Allen stated that she does not see the need to change it. More discussion took place about the time period.

Tim Kuykendall stated he was happy with the way it is.

Chairman Stockwell called for a motion to strike this item.

Waldo Blanton moved, seconded by Tim Kuykendall to strike item #2 discussion, consideration, and/or action on lengthening the time for LSI Reports to get back to the D.A.'s Office and other options.

The vote was: Dave Stockwell, yes; Kerrie Hudson, yes; Waldo Blanton, yes; William C. Hetherington, yes; Tim Kuykendall, yes; Libba Smith, yes.

Motion carried.

Chairman Stockwell for discussion, consideration, and/or action on LSI's reporting time.

Chairman Stockwell stated he requested this be put on the agenda after hearing from Mr. Stice during the last meeting. Chairman Stockwell stated that Ed Kearns was going to get the number of offenders each month.

Ed Kearns stated that the average was around 11, depending on whether or not there was a jury docket that month.

Chairman Stockwell asked if the last decision, changing from 24 hours to 72 hours for an offender to be notified and schedule an LSI is necessary? Chairman Stockwell is concerned that this builds another 3 days into the 17 day time period. Chairman Stockwell stated that the sooner the client gets with Ed Kearns the sooner Mr. Kearns can schedule the LSI and then the quicker it is going to get done.

Cindy Allen stated that there has been a problem getting with Ed Kearns. That people call and the phone just rings and there is no one there to answer the phone.

Ed Kearns stated this was a problem during the holidays because Debbie Cox was out of the Office, but that should be better now.

Chairman Stockwell asked if we wanted to make a motion to change or leave as it is.

Cindy Allen stated that she thought we should leave it for a month and see how it works.

Waldo Blanton moved, seconded by Tim Kuykendall to table Item #3 discussion, consideration, and/or action on LSI's reporting time until next month.

The vote was: Dave Stockwell, yes; Kerrie Hudson, yes; Waldo Blanton, yes; William C. Hetherington, yes; Tim Kuykendall, yes; Libba Smith, yes.

Motion carried.

Chairman Stockwell at this time called for Item #1 under Old Business, discussion, consideration, and/or action on reports of unsuccessful offenders in Cleveland County and Statewide.

Bill Yeager passed out information (chart) and stated that as far as statewide that Oklahoma County is not reporting and Tulsa is running about 14%. Cleveland County has two providers so we will have to deal with that in the evaluation component. Bill Yeager stated there was also a concern about the length of time between the arrest and the beginning of treatment in some cases is quite a lot. There are also some policies and procedural options in terms of what this Council does with revocations or with delayed sentences that may or may not be practiced in other local sentencing systems. So the failure rate is going to be pretty much a product of how the Council structures the system and what Mr. Yeager is proposing by the chart is the Council might want to look at some systemic issues in term of improving the processes within the system.

Cindy Allen stated that the time frame on revoking an offender might be different than what Oklahoma County would do.

Chairman Stockwell stated that he went through the report and has a concern about paying for treatment after a motion to revoke had been filed. Chairman Stockwell stated that as Chairman he does not think the Council ought to be spending money on treatment for months after offender was revoked.

Cindy Allen stated they do have a few that were ordered treatment by another Judge. Cindy Allen stated that they are working on moving all cases before Judge Hetherington since he is more familiar with the program. Cindy Allen asked if an offender gets a new charge could she file a motion to terminate Community Sentencing Supervision instead of waiting for the motion to revoke?

Chairman Stockwell stated that there is a lot of time between the motion to revoke and when it actually goes to Court. Chairman Stockwell stated that the Council should still supervise because they are under the Council's supervision.

After some discussion on the motion to terminate and motion to revoke, Judge Hetherington stated that he would not see the motion to terminate until the hearing on the motion to revoke. Judge Hetherington stated that if the supervision is a waste of time on an individual then it should be considered at the revocation hearing.

After further discussion on the process of getting offenders through the system quicker, Chairman Stockwell asked for a motion to table Item #1 under old business.

Libba Smith moved, seconded by Tim Kuykendall, to table discussion, consideration, and/or action on reports of unsuccessful offenders in Cleveland County and Statewide.

The vote was: Dave Stockwell, yes; Kerrie Hudson, yes; Waldo Blanton, yes; William C. Hetherington, yes; Tim Kuykendall, yes; Libba Smith, yes.

Motion carried.

Chairman Stockwell called for discussion, consideration, and/or action on next year Budget FY2004. Chairman Stockwell stated that there was not much to discuss on this item that he would like to sit down with Vice-Chairman Melissa Houston and any other member who would like to go over the new proposed Budget figures and report back next month.

Chairman Stockwell stated that Bill Yeager is requesting \$199,000.00 out of the total pie from DOC.

Bill Yeager stated that he did not think these figures were unrealistic with the growth the Council is experiencing.

(Judge Hetherington exited the meeting at this time.)

Chairman Stockwell called for a motion to table until next month.

Tim Kuykendall moved, seconded by Waldo Blanton, to table discussion, consideration, and/or action on next years Budget FY2004.

The vote was: Dave Stockwell, yes; Kerrie Hudson, yes; Waldo Blanton, yes; Tim Kuykendall, yes; Libba Smith, yes.

Motion carried.

Chairman Stockwell called for discussion, consideration, and/or action on the presentation on Status Report from Oklahoma Court Services, Inc., and Corry Flowers.

Julia Curry stated that the report was very thorough and that Jennifer Creecy had worked very hard on it. Julia Curry stated that you could look up any offender and find out most of what you need to know.

More discussion was held on the status of some offenders.

Chairman Stockwell called for miscellaneous discussion.

Corry Flowers stated that moving an offender to DOC would be a lot of paper work to move them from one program to another if you are going to terminate them anyway. Corry Flowers stated that he strongly suggested that we do not do that.

Chairman Stockwell stated that we needed to do something to shorten the amount of time from when we want them out of our program until the time they see a Judge.

After more discussion on the time it takes to get a hold of Ed Kearns it was recommended that Ed Kearns needed an answering machine.

There being no further business to come before the Council, Libba Smith moved that the meeting be adjourned. Tim Kuykendall seconded the motion.

The vote was: Dave Stockwell, yes; Kerrie Hudson, yes; Waldo Blanton, yes; Tim Kuykendall, yes; Libba Smith, yes.

Motion carried.