

# MINUTES

## Public Safety Coordinating Council

John Serbu Youth Campus -- Juvenile Justice Center Training Room  
2727 Centennial Boulevard, Eugene

December 12, 2001 – 2:00 P.M.

PRESENT: Anna Morrison, Chair; Thad Buchanan, Russell Burger, John Clague (for Jan Clements), Lois Day (for John Radich), Bob De La Vergne, Faye Fagel, Bobby Green, Jan Gund, Doug Harcleroad, Lyle Hatfield, Alicia Hays, Tricia Hedin, Denis Hijmans, Kip Leonard, Ted Lewis, Bert McClintock, Grant Nelson, Gretchen Pierce, Rob Rockstroh, Ilisa Rooke-Ley, Jerry Smith, Ken Tollenaar, Jim Torrey, Ken Viegas, Linda Wagner (for Lisa Smith), members; Jim Carlson, Mike Kelly, Warren Weathers, *Ex-Officio*; Jamon Kent, staff.

ABSENT: Mike Grover, Ken Larson, Sid Leiken, Nancy Nathanson, members; Bill Morrisette, Bill Van Vactor, *Ex-Officio*.

GUESTS: C.A. Baskerville, Tony Bieda, Sue LaMarche, Kent Mortimore, Carole Knapel, Liz Rambo, Terry Smith, Susan Sowards, Byron Vanderpool.

### 1. Call to Order/Introductions

Ms. Morrison called the meeting of the Public Safety Coordinating Council (PSCC) to order at 2:05 p.m. She invited those who were present to introduce themselves.

### 2. Comments from the Audience

None.

### 3. Approval of Minutes

*Ms. Hedin moved, seconded by Mr. Harcleroad, to accept the minutes of the November 14, 2002, meeting. The motion was adopted unanimously.*

### 4. Election of Chair and Vice Chair

Mr. Leonard reported that the Nominating Committee recommended that Lyle Hatfield be nominated as PSCC Chairperson for 2003-04 and Gretchen Pierce be nominated as PSCC Vice Chairperson for 2003-04.

Ms. Morrison determined that there were no further nominations.

*Mr. Harclerod moved, seconded by Mr. Torrey, that Lyle Hatfield be elected PSCC Chairperson and Gretchen Pierce be elected PSCC Vice Chairperson for 2003-04. The motion was adopted unanimously.*

## **5. Mental Health Plan**

Mr. Rockstroh referred to a draft document entitled “Lane County Mental Health Plan – Phase 2” distributed with the agenda of the meeting. He explained that the plan of ideal mental health services had been required by the State of Oregon, but that budget reductions would eliminate the possibility of it being implemented.

Lane County Prevention Coordinator C.A. Baskerville reviewed Stakeholder Participation and Priorities of the draft plan. She also reviewed the Strategies, Budget and Staff requirements, and the effects of budget reductions on the priorities of Intermediate Outcomes in the plan. She explained that the plan had been presented to a Community Forum and the Mental Health Advisory Committee and now would be submitted to the Board of County Commissioners for approval.

Ms. Morrison asked for a description of those who attended Public Forums identified in the plan. Ms. Baskerville replied that she would provide a list of participants. She said it was a wide cross-representation of those in the community interested in mental health issues and that each forum had attracted a unique group of participants.

Ms. Morrison asked how the activities in the plan would be monitored. Mr. Rockstroh replied that the plan was required by the State of Oregon without any funding being provided. He said there would be significantly deep cuts in mental health budgets in the coming year. He predicted that none of the programs identified in the draft plan would be intact in three months. He said 22 staff positions were being eliminated from Lane County mental health programs. He said he believed developing the plan had not been a positive use of staff time.

Ms. Rooke-Ley stated that many clients of the Public Defender’s Office were not able to access mental health evaluations and services as required by court orders. Mr. Rockstroh replied that it was most likely that the services referred to were related to Alcohol and Drug Treatment programs, not mental health services, but that their availability were also being reduced because of budget cuts.

Ms. Morrison asked if resources not affected by cuts were being redirected. Ms. Baskerville replied that Mental Health Staff were working diligently to determine less expensive and alternative treatment methods to increase the effective use of resources that remained.

Ms. Morrison asked what “other funding options” identified in the draft plan were being explored. Mr. Rockstroh replied that foundation and federal government grants were being investigated, as they were before State Budget cuts made them the only viable resource of last resort.

Mr. Hatfield asked how services in the draft plan would be prioritized since they would not be able to be implemented. Mr. Rockstroh replied that prioritizing services was an important task currently being undertaken. He said the lack of surety about shifts in the allocation of resources

made such prioritization extremely difficult. He said a “triage system” of program funding would likely result.

Mr. Torrey asked if funding of mental health services were ready to change immediately if voters did not adopt the State Income Tax Surcharge Referral on January 28. Mr. Rockstroh replied that re-aligning resources was complicated by the fact that a majority of funding for mental health was designated for specific programs. He said the State Legislature would need to create enabling processes for shifting the use of resources.

***Mr. Hatfield moved, seconded by Ms. Gund, to accept the draft Lane County Mental Health Plan – Phase 2.” The motion was adopted unanimously, 26:0.***

## **6. Comprehensive Integrated Drug Treatment Plan**

Mr. Rockstroh referred to a letter to the Board of County Commissioners regarding Senate Bill 914 adopted by the 2001 Oregon Legislative Session from himself, the District Attorney, and Sheriff distributed at the beginning of the meeting. He explained that implementation of the legislation by the Office of Mental Health and Addiction Services included the requirement for counties to develop a plan to integrate drug treatment services into the criminal justice system for nonviolent felony drug possession offenders. He said failure to submit a plan by January 17 would lead a county to lose access to state asset forfeiture funds.

Mr. Rockstroh stated that the signers of the letter were convinced that preparation of the required plan was an unfunded mandate by the State and should not be undertaken. He said available state asset forfeiture funds were negligible. He said current drug treatment services for offenders were based on generally accepted best practices and that he believed it would be more appropriate to postpone additional planning of budget cuts until information about all changes in funding was available.

***Mr. Torrey moved, seconded by Mr. Hatfield, to add endorsement of the PSCC to the letter to the Lane Board of County Commissioners regarding Senate Bill 914. The motion was adopted unanimously, 26:0.***

## **7. Juvenile Crime Plan Budget Reductions**

Mr. Green referred to an Issue Brief entitled “Juvenile Crime Prevention Plan (JCP) Funding Reductions” distributed with the agenda of the meeting. He reviewed information about the background and process used to develop the recommendations for \$89,502 in budget cuts it contained.

Mr. Green reported that Oregon Criminal Justice Commission Executive Director Phil Lemon had indicated that there would be additional reductions in allocations for the JCP in 2003.

Mr. Green said the required reductions contained in the recommendations were less than 10 percent of the Juvenile Crime Budget. He reviewed the recommended Juvenile crime Plan reductions effective January 1, 2003, and the contract balance for the service, as follows:

	<i>Reduction 1-1 thru 6/30</i>	<i>Contract Balance</i>
<u>Diversion Services</u>		
Intensive Supervision	\$ 0	\$ 737,420
<u>Basic Services</u>		
Shelter	\$ 0	\$ 789,282
JJIS Data Support	\$ 0	\$ 71,369
Monitoring and Evaluation	\$ 0	\$ 44,925
<u>Prevention Services</u>		
Assessment	\$ 3,138	\$258,127
Family Support, Skill Building	\$ 67,205	\$ 341,766
Community Resource Bank	(\$ 5,000)	\$ 5,000
Student Assistance Program	\$ 4,400	\$ 341,766
Treatment Foster Care	\$ 11,197	\$ 287,391
Court School	\$ 4,000	\$ 45,461
Early Identification and Treatment	\$ 1,562	\$ 4686
Monitoring and evaluation	<u>\$ 3,000</u>	<u>\$ 71,703</u>
	\$ 89,502	\$ 3,052,127

Mr. Green explained that, because of the constraints of time, the recommended JCP budget reduction had been approved by the PSCC Policy Committee and was submitted to the Board of County Commissioners.

***Mr. Hijmans moved, seconded by Ms. Gund, to accept the report of the Juvenile crime Plan Budget Reductions.***

Ms. Hedin asked what the cut in the budget of the Court School would affect. Mr. Green replied that it was likely that some services could be eliminated, like the provision of an art instructor.

PSCC Staff Susan Sowards reported that the Treatment Foster Care program reduction in the recommendation represented elimination of services for one client and had been proposed by sponsors of the project. She also reported that the reduction in the Family Support and Skill Building program had resulted from the voluntary elimination of the last six months of the program by one of its contractors in order to assure continuation of funding for the Student Assistance Program, for which it also was a contractor.

Ms. Morrison stated that the Board of County Commissioners had identified the need to keep the “big picture” in mind when making budget reductions and that it appeared the proposed JCP reductions had done so.

Ms. Sowards reported that agencies which had offered to accept reductions in JCP program support would be “more protected” in future rounds of budget reductions.

***The motion to accept the report of the Juvenile Crime Plan Budget Reductions was adopted unanimously, 26:0.***

Mr. Torrey asked what planning was being done to prepare for the eventuality of the State Income Tax Surcharge Referral not being approved by voters. He requested a report on what specific reductions would be faced by the Lane County Department of Youth Services (DYS) in such an eventuality.

Ms. Fagel reported that projected cuts resulting from the failure of the Income tax Surcharge Referral would include 14 less beds being available to Lane County in facilities of the Oregon Youth Authority (OYA). She said other “trickle down” effects would likely affect the ability of the DYS to provide services to youth at lower risk.

Linda Wagner stated that it should not be assumed that all Lane County youth eliminated from OYA facilities would be placed in Lane County Detention. She said it was likely that many would be placed under community supervision.

Mr. Leonard explained that the Lane County Juvenile Justice Detention Facility was not the right “fit” for most who were assigned to OYA programs such as the Oak Creek facility which is designated for closure. He said who would provide community supervision for such youth was still in question since Parole and Probation Officers were already overloaded with adult clients and DYS personnel were needed elsewhere. Ms. Wagner said DYS was reaching the threshold of its resources, but that planning was underway to meet the anticipated need.

## **8. Early Disposition Programs Report**

Assistant District Attorney Kent Mortimore referred to a memorandum distributed with the agenda of the meeting containing information about Lane County District Attorney’s Office Early Disposition Programs. He explained that the report had been required by Senate Bill 133 adopted by the 2001 Oregon Legislative Session. He described development of the programs and said he believed the legislation was intended to identify ways to reduce the cost of the Indigent Defense Fund of the State Budget by the 2003 Legislative Session.

Mr. Carlson asked if the legislation was related to reductions to the Indigent Defense Fund recently reported in the media. Mr. Mortimore replied that he did not know the answer to the question, but that recent questions had been raised about whether the Legislature’s Emergency Board would actually allocate a certain amount of resources earmarked for the Fund.

Mr. Harclerod explained that, at the current rate of its use, the current allocation to the Indigent Defense Fund would be depleted by April 1. He said a plan was being devised to gradually phase in eliminations of services paid for by the Fund, starting with defense for lower level misdemeanors. He said that without defense counsel, district attorneys would not likely file charges for such crimes and that the attraction to early disposition programs would be greatly reduced.

Mr. Leonard said he believed the situation was leading to a constitutional issue because of the guarantee of adequate defense for all accused persons. He said the inability to provide such defense could lead to “official misconduct” charges being levied against judges.

Ms. Rooke-Ley asked if it would be possible for attorneys to be required to accept indigent defense cases *pro bono*. Mr. Harclerod replied that the issue had been addressed in a recent article in the Oregon Law Journal.

## **9. Budget Shortfall**

Ms. Morrison distributed copies of a document entitled “Lane County’ Share of the Pain.” She reviewed information it contained about programs and services at risk if the State Income Tax Surcharge Referral is not approved and if no effective financing alternatives are created by the State of Oregon.

Mr. Harclerod described how the Office of the District Attorney would be affected by the identified reductions.

Ms. Day described how Health and Human Services programs would be affected by the identified reductions.

Ms. Fagel described how OYA programs would be affected by the identified reductions.

Ms. Wagner described how DYS programs would be affected by the identified reductions.

Mr. Rockstroh described how services to developmentally disabled persons would be affected by the identified reductions.

Mr. Clague described how the Sheriff’s Office would be affected by the identified reductions.

Mr. Nelson described how Parole and Probation would be affected by the identified reductions.

Mr. Leonard described how the Courts would be affected by the identified reductions.

Mr. Burger described how the Oregon State Police would be affected by the identified reductions.

Ms. Hedin described how alcohol and drug treatment programs would be affected by the identified reductions.

Mr. Torrey said he believed it would be important to identify the most important programs for which continued funding was needed in lobbying efforts.

Ms. Morrison said she believed it would be important for the Oregon Association of Counties and League of Oregon Cities to agree on priorities in lobbying efforts.

Mr. Green requested that members who described the effects of identified reductions provide summaries for a scheduled meeting with area legislators.

Mr. Weathers said he believed that it would be important to identify “opportunity costs” of proposed reductions. He said the loss of matching funds for grants and similar consequences were examples of what he meant.

## **10. Work Plan Update**

Ms. Morrison said work on the PSCC Work Plan would be postponed until the January meeting.

Ms. Morrison welcomed Junction City City Manager Bert McClintock to her first PSCC meeting representing small town administrators.

The meeting adjourned at 3:40 p.m.

## STAFF TO DO LIST

1. ***“... Lyle Hatfield be elected PSCC Chairperson and Gretchen Pierce be elected PSCC Vice Chairperson for 2003-04 ...”***
  - Appropriate appreciation for outgoing officers. (Plaque?)
  
2. “Ms. Morrison asked for a description of those who attended Public Forums identified in the plan. Ms. Baskerville replied that she would provide a list of participants.”
  - Follow up.
  
3. ***“Mr. Hatfield moved, seconded by Ms. Gund, to accept the draft Lane County Mental Health Plan – Phase 2.” The motion was adopted unanimously, 26:0.”***
  - Ensure that plan recommendation to Board of County Commissioners includes PSCC endorsement.
  
4. ***“Mr. Torrey moved, seconded by Mr. Hatfield, to add endorsement of the PSCC to the letter to the Lane Board of County Commissioners regarding Senate Bill 914. The motion was adopted unanimously, 26:0.”***
  - Inquire if letter to BCC should include the PSCC endorsement, if not write one.
  
5. “Mr. Green requested that members who described the effects of identified reductions provide summaries for a scheduled meeting with area legislators.”
  - Facilitate
  
6. “Ms. Morrison said work on the PSCC Work Plan would be postponed until the January meeting.”
  - Ensure that it gets on the agenda.

*(Recorded by Dan Lindstrom)*

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