



WASHINGTON COUNTY, ARKANSAS

County Courthouse

**MEETING OF THE
WASHINGTON COUNTY QUORUM COURT
JAIL/LAW ENFORCEMENT/COURTS COMMITTEE**

**Monday, July 8, 2019
6:00 P.M.**

Washington County Quorum Court Room

Judith Yanez
Patrick Deakins
Sam Duncan

Chair Lance Johnson

Shawndra Washington
Vice-Chair Willie Leming
Ann Harbison

A G E N D A

1. CALL TO ORDER AND WELCOME

2. PRAYER AND PLEDGE

3. ADOPTION OF AGENDA

At the beginning of each meeting, the agenda shall be approved. Any JP may request an item be added or removed from the agenda subject to approval of the Committee.

REPORTS

4. JUVENILE DETENTION

- Monthly Statistics Report (4.1 – 4.4)

5. SHERIFF'S OFFICE

- Enforcement Activity Report (5.1)
- Detention Activity Report (5.2)
- Pre-Trial vs Total Bed Count (5.3 – 5.4)

6. REVIEW OF OMBUDSMAN PROPOSAL (6.1)

7. REVIEW OF 2019 JAIL BUDGET – SHERIFF HELDER

8. AN ORDINANCE TO ESTABLISH THE DAILY FEE CHARGED TO MUNICIPALITIES FOR HOUSING PRISONERS IN THE COUNTY JAIL

Item 19-I-069 (8.1)

9. PUBLIC COMMENT


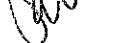
Twelve-minute comment period with a three-minute limit for each individual to comment on items on the agenda.

10. ADJOURNMENT

Washington County Juvenile Detention Center
885 Clydesdale
Fayetteville, AR 72701
Jean E. Mack, Director
444-1670, ext.3

Joseph Wood
Washington County Judge

Memo

To: Judge Wood 
From: Jeane Mack 
CC: Carl Gales, Patricia Burnett, Norma Frisby
Date: 7/2/19
Re: Juvenile Detention Monthly Statistics Report/May

Attached you will find the following for June 2019 statistical reporting for JDC:

- * Daily Population Count
- * Detention comparisons date for 2018 and 2019
- * Totals and Averages
- * Average Daily Population for May: 19.90
- * Number of Transports: 13

jem

**JUVENILE DETENTION CENTER
DAILY POPULATION COUNT FOR JUNE 2019**

This information was developed using the Center's Daily Population Count Forms, which were designed to provide the Juvenile court staff with daily population information.

DAY	MONTH	POPULATION
1	JUNE	25
2	JUNE	25
3	JUNE	24
4	JUNE	24
5	JUNE	21
6	JUNE	22
7	JUNE	19
8	JUNE	21
9	JUNE	21
10	JUNE	23
11	JUNE	23
12	JUNE	24
13	JUNE	22
14	JUNE	22
15	JUNE	20
16	JUNE	20
17	JUNE	21
18	JUNE	17
19	JUNE	15
20	JUNE	15
21	JUNE	15
22	JUNE	15
23	JUNE	16
24	JUNE	16
25	JUNE	12
26	JUNE	13
27	JUNE	12
28	JUNE	10
29	JUNE	10
30	JUNE	11
31	JUNE	25

REGIONAL JUVENILE CENTER DETENTION DATA COMPARISONS

The following information is a comparison of detention data elements for the month of JUNE 2018 and JUNE 2019

STATISTICAL INFORMATION	2018	2019	
AVERAGE NUMBER OF INTAKES PER DAY	1.93	0.97	
NUMBER OF INTAKES (total for period)	58	29	
NUMBER OF DAYS OF DETENTION (total for period)	370	191	
AVERAGE AGE	15.64	15.38	
AVERAGE LENGTH OF STAY	6.38	6.59	
TOP FIVE OFFENSES USED FOR DETENTION			
2018		2019	
OFFENSE	# OF INTAKES	OFFENSE	# OF INTAKES
<i>Probation Violation Misdemeanor</i>	12	<i>Breaking & Entering Felony</i>	6
<i>Controlled Substance Violation Misdemeanor</i>	7	<i>Controlled Substance Violation Misdemeanor</i>	6
<i>Obstruction of Government Operations Misdemeanor</i>	6	<i>Burglary Felony</i>	4
<i>Theft By Receiving Felony</i>	6	<i>Theft of Property Misdemeanor</i>	4
<i>Theft of Property Misdemeanor</i>	6	<i>Theft By Receiving Felony</i>	3

WASHINGTON COUNTY JUVENILE DETENTION CENTER

Jun-19

Sentenced 13

CURRENTLY HOLDING 7

2	Adult charged youth currently holding
4	FINS
1	DYS
3	Early release to treatment or other appropriate facility
1	CSTP
3	Sent to acute placement
TRANSPORTS	
13	Transports
5	Transports in town
8	Out of town transports
3	Other agency transported/parent
10	JDC Transports

Washington County Sheriff's Office

Activity Report

5.1

	<u>June</u>		<u>January-June</u>	
	2019	2018	2019	2018
Patrol				
Calls for Service:	2,462	2,166	14,524	13,133
Animal Calls:	134	125	735	672
Civil Process				
Papers Entered:	248	262	1,930	1,792
No Charge:	181	195	1,355	1,290
Papers Served:	271	294	1,826	1,775
Service Attempts:	335	316	2,629	1,892
Warrants				
Warrants Entered:	537	450	3,509	3,693
Warrants Served:	575	522	4,292	3,252
Training				
Hours Trained:	4,185	4,433	27,725	35,001
Communications				
Regular Calls:	15,020	15,098	90,840	91,958
911 Calls:	702	584	3,866	3,702

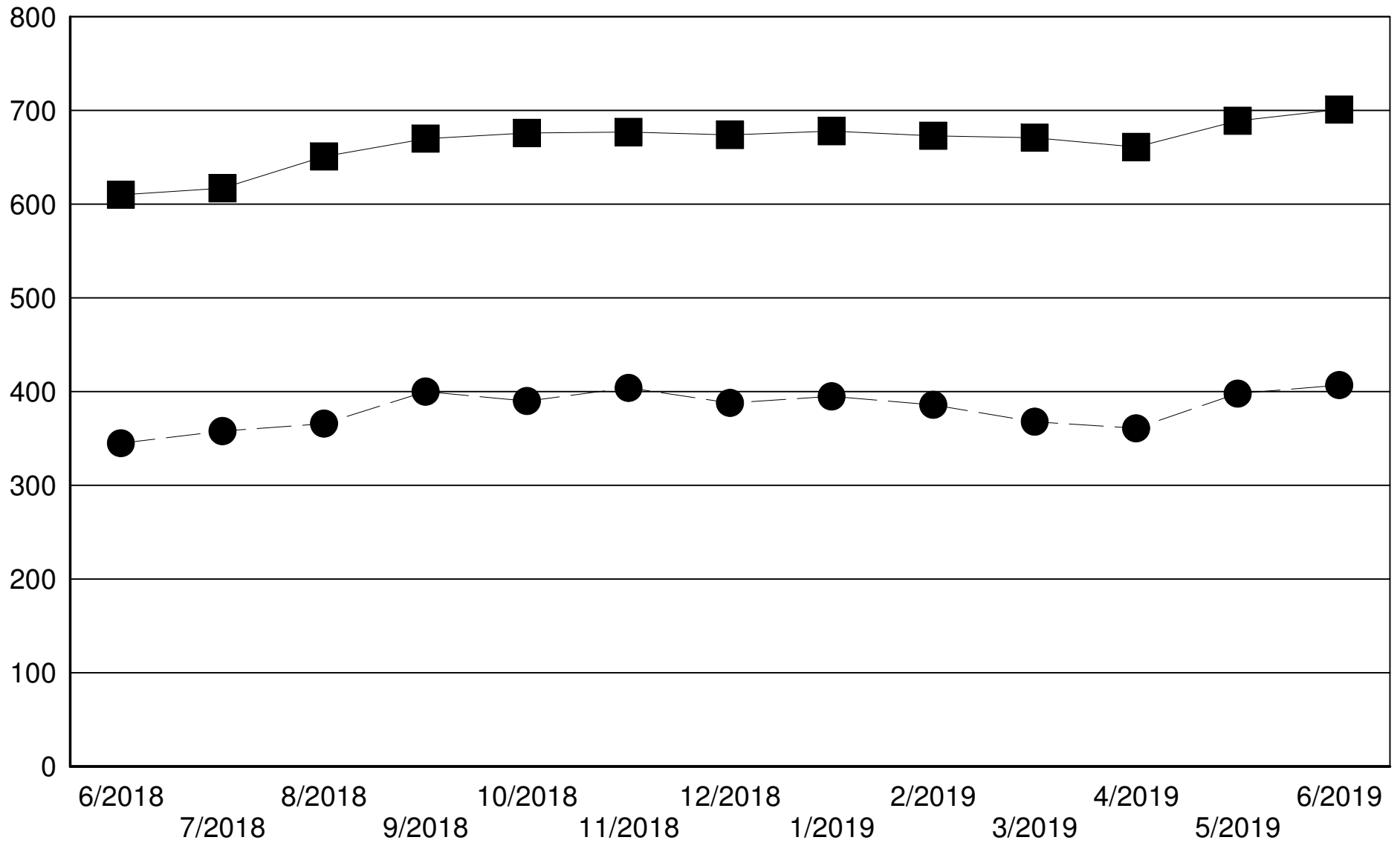
Washington County Detention Center

Activity Report

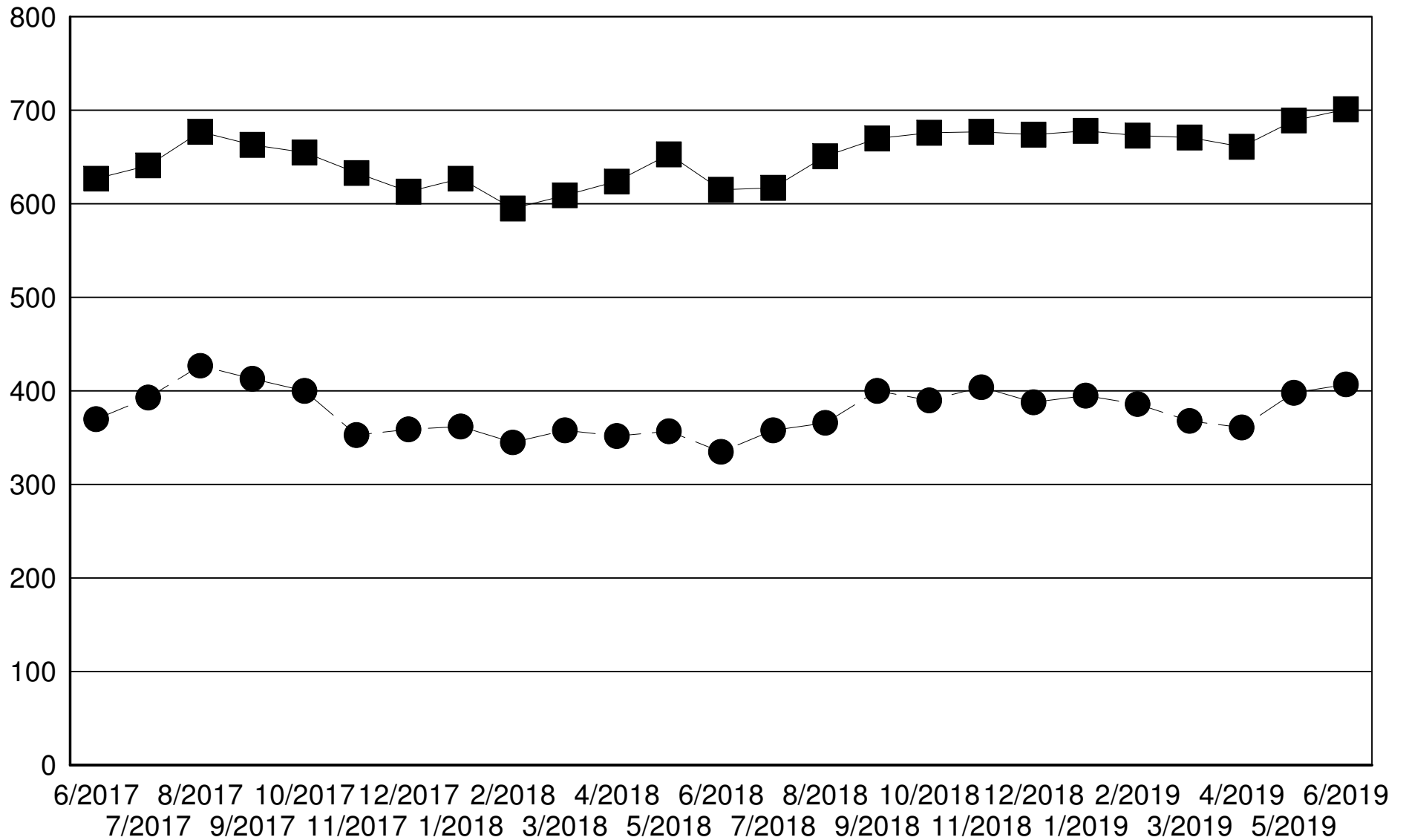
	<u>June</u>		<u>January-June</u>	
	2019	2018	2019	2018
Detention				
Intakes:	1,091	1,065	6,556	6,353
Sent To Prison:	14	47	159	187
Daily Average:	725	637	683	625
Daily Average: (Female)	146	134	132	119
Detention Board Days				
State Prisoners:	3,584	3,327	21,972	23,520
Federal Prisoners:	2,201	1,910	13,007	9,270
County Commits:	762	966	4,856	4,907
Pre-Trial:	12,214	10,079	69,918	63,773
All Detainees:	21,051	18,478	122,973	112,513
Outside Workers				
Community Service:	85	118	587	581
Work Release:	101	159	684	720
Transport				
Transport Miles:	28,487	31,682	206,450	186,184
In County:	876	935	6,023	6,181
Out of County:	141	156	1,004	883
Animal Shelter				
Total Workers:	54	58	275	268
Total Hours:	432	464	2,104	2,248

Detention Pre-Trial vs Total Bed Count

5.3



Detention Pre-Trial vs Total Bed Count



DRAFTDRAFTDRAFT**PROPOSAL FOR WASHINGTON COUNTY JAIL OMBUDSMAN PROJECT**

**Submitted by Professor/Attorney Stanley E. Adelman
July 8, 2019**

I. GUIDING PRINCIPLE, TO BE ADOPTED BY ALL CRIMINAL JUSTICE AGENCIES THROUGHOUT WASHINGTON COUNTY:

NO PERSON SHOULD BE DETAINED IN THE WASHINGTON COUNTY JAIL AWAITING TRIAL SOLELY BECAUSE OF POVERTY.

II. GOALS OF THE OMBUDSMAN PROJECT

* To avoid, to the extent possible, unnecessary pretrial incarceration in Washington County, and thereby to operate and maintain a fairer and more humane criminal justice system, and to minimize the need for additional taxation and public expenditures to locate, construct or lease, and operate new pretrial detention facilities.

* To help assure, to the extent possible, that only persons awaiting trial who present an undue risk of flight or behavior detrimental to public safety are detained in the Jail. All criminal defendants who do not present such a risk should be released to the community, with or without court-ordered conditions or limitations, pending their trials.

* To identify detainees at the Jail who can be released to the community pending their trials without undue risk of flight or threat to public safety.

* To co-ordinate with professional individuals and agencies who will provide treatment such as alcoholism and addiction services, mental health treatment, services to alleviate homelessness, employment assistance, or domestic abuse protection, treatment and counseling;

* To work in conjunction with courts, prosecutors, defense attorneys, police, and other interested individuals and agencies on a case-by-case basis to help secure responsible means of pretrial release for Jail detainees who are deemed not to present an undue risk of flight or violent behavior. Such means of release may entail:

court-ordered cash bail as an alternative to release on traditional commercial surety bond; and

individually tailored conditions of release including but not necessarily limited to no-contact orders; orders to refrain from certain environs as deemed appropriate; electronic monitoring and/or house arrest; or participation in pretrial supervision programs.

* To help identify systemwide measures which can be successfully implemented to minimize the future need for additional pretrial detention bed space.

III. THE ROLE AND DUTIES OF THE OMBUDSMAN

* To endeavor to secure the official commitment of all criminal justice agencies to make the Guiding Principle stated above a reality in Washington County.

* To work with courts and with criminal justice agencies and treatment providers in Washington County to carry out the Goals of the Ombudsman Project.

* To secure, to the extent available, financial assistance from public and private non-profit sources in carrying out the Goals of the Ombudsman Project.

* To report to the Washington County Quorum Court periodically on the progress of the Ombudsman Project in meeting its goals and objectives.

* To secure the assistance of students and the University of Arkansas School of Law at Fayetteville and other area law schools.

* To meet, either in person or via teleconferencing, with Washington County Jail detainees to determine whether they may be suitable for alternative means of release, and if so, what those means of release should be. Appropriately trained law students may assist the Ombudsman in this function.

* To confer, as needed, with prosecutors, defense counsel, court personnel, and service providers on individual cases. The Ombudsman shall not act as attorney of record for any detainee.

* To keep records of the numbers of detainees the Project has seen, including any recommendations made for alternative release in individual cases and the outcome of such recommendations.

* To keep records, which shall be available to members of the Quorum Court and to the public, of the number of hours the Ombudsman and any assisting law students have spent on Ombudsman Project activities.

IV. IDENTITY AND COMPENSATION OF THE OMBUDSMAN

Professor/Attorney Stanley E. Adelman, of Fayetteville, Arkansas, shall, subject to the approval of the Washington County Quorum Court, serve as the Washington County Jail Ombudsman. He shall devote a maximum of 20 hours per week to activities of the Ombudsman Project, and be compensated for such services at the rate of 60 dollars per

hour, plus expenses, including compensation for time spent in the developing of this proposal, which may include any necessary research and conferring with all concerned individuals, agencies, and organizations. If approved by the Quorum Court to serve as Jail Ombudsman, the Ombudsman shall enter into a contract with Washington County for services which shall run through June 30, 2020 and be terminable by the County for good cause or by the Ombudsman if he should incur any incapacity which would prevent him from continuing to serve as Jail Ombudsman.

This Proposal is entered into jointly by Professor/Attorney Stanley E. Adelman and by Washington County Sheriff Timothy Helder, whose signatures appear below.

Stanley E. Adelman (date)

Sheriff Timothy Helder (date)

ORDINANCE NO. 2019-

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF WASHINGTON, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED:

AN ORDINANCE TO ESTABLISH THE DAILY FEE CHARGED TO MUNICIPALITIES FOR HOUSING PRISONERS IN THE COUNTY JAIL.

WHEREAS, the daily costs associated with housing prisoners in the county jail has become too burdensome for the County to bear without assistance from the various municipalities and governmental agencies that utilize the county jail; and,

WHEREAS, A.C.A. §12-41-506 allows Quorum Courts to establish a daily fee to be charged to municipalities and other governmental agencies for keeping prisoners of municipalities and agencies in the county jail; and,

WHEREAS, the Arkansas Supreme Court, in *Mississippi County, Arkansas v. City of Blytheville, Arkansas*, 2018 Ark. 50, defined prisoners of municipalities as those offenders who are arrested by municipal law enforcement officers and delivered to the County jail for incarceration, from the point of intake until (a) charging on a felony offense, (b) sentencing on a misdemeanor offense, and (c) release on a municipal-ordinance violation; and,

WHEREAS, the Washington County Quorum Court desires to establish a daily fee to house municipal and other governmental agency prisoners at the county jail.

NOW, THEREFORE, BE IT ORDAINED BY THE QUORUM COURT OF WASHINGTON COUNTY, ARKANSAS:

ARTICLE 1. Each municipality and agency shall pay a daily fee of \$76.57 per prisoner housed in the Washington County Jail beginning January 1, 2020.

41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67

ARTICLE 2. A penalty of \$25.00 shall be assessed to any municipality for its failure to submit the prisoner fees to the Washington County Sheriff within 45 days after a request for payment is made to the municipality or other governmental agency by the Sheriff. Each day of noncompliance shall be considered a separate violation.

ARTICLE 3. This ordinance shall become effective January 1, 2020.

JOSEPH K. WOOD, County Judge

DATE

BECKY LEWALLEN, County Clerk

Introduced by: **JP Patrick Deakins**
Date of Passage:
Members Voting For:
Members Voting Against:
Members Abstaining:
Members Absent: