

*Note: These minutes are not official until approved by the Law and Justice Committee at a subsequent meeting. Please refer to the meeting minutes when these minutes are approved to obtain any changes to these minutes.*

DeKalb County Government  
Sycamore, Illinois

**Law & Justice Committee Minutes  
July 27, 2015**

The Law and Justice Committee of the DeKalb County Board met on Monday, July 27, 2015 at 6:30 p.m. in the Administration Building's Conference Room East. Chairman Frieders called the meeting to order. Those present were Ms. Askins, Ms. Leifheit, Ms. Little, Mrs. Tobias, and Mr. Cribben arrived at 6:37 p.m. Mr. Stoddard was absent. A quorum was established.

Others present were Roger Scott, Denny Miller, Margi Gilmour, Tom McCulloch, Michael Venditti, Steve Sells, and the media.

**APPROVAL OF MINUTES**

**Moved by Mrs. Tobias, seconded by Ms. Askins and it was carried unanimously to approve the minutes from April 27, 2015.**

**APPROVAL OF THE AGENDA**

**It was moved by Ms. Leifheit, seconded by Ms. Little and it was carried unanimously by voice vote to approve the agenda as presented.**

**PUBLIC COMMENTS**

There were no comments made by the public.

**PUBLIC DEFENDER'S REPORT – TOM McCULLOCH**

Mr. McCulloch reviewed his Public Defender's reports from the past two months. He indicated that the office has continued to close more cases than they are being appointed to. The office is running at a full staff level, although, he reiterated that he is still in need of an additional Public Defender due to the heavy burden from the additional seventh courtroom and domestic violence cases.

He was also asked if the Pretrial Program has had an impact or lessened any of the workflow in his office. Mr. McCulloch indicated that he feels it has a little bit because the Pretrial Officers are able to meet with clients and investigate their situations and produce bond reports at a faster rate than the Public Defender's Office has been able to do in the past. The rest of the office's caseloads and duties have remained the same.

**PRETRIAL ANNUAL REPORT**

Ms. Gilmour first introduced her department's new Adult Probation Supervisor, Mr. Steve Sells. She indicated that he has been with the department since mid-April and comes from Kendall County.

Ms. Gilmour continued by introducing Pretrial Officer, Mr. Michael Venditti. She shared that she couldn't be more proud of Mike and Jackie Hunt for their complete passion and commitment to the Pretrial Program.

Mr. Venditti reviewed the DeKalb County Pretrial Services annual report with the Committee. The PowerPoint report outline what model is used by the Pretrial Officer as their risk assessment tool to determine what a defendant's potential risk is for pretrial misconduct. He additionally reviewed statistics of the program that were collected from June 9, 2014 to June 9, 2015 for DeKalb County. The report also covered evaluations of the program's current impact and the benefits of Pretrial involvement prior to first appearance.

Some key benefits that were reviewed was the costs avoidances of pretrial's involvement prior to first appearance. Mr. Venditti shared that 241 defendants were granted a bond reduction upon review of their bond report, but spend an average of 3.41 days each from first appearance until their bond reduction motion; resulting in approximately 821 additional detention days from June 9, 2014 to June 9, 2015. With an average costs of \$60 per day per inmate, this would result in a total cost of \$49,260. Also, an additional 115 low to moderate risk defendants were denied a bond reduction and spent an average of 14.3 days incarcerated pretrial; resulting in approximately 1645 additional detention days from June 9, 2014 to June 9, 2015. With an average costs of \$60 per day per inmate, this would result in a cost of \$98,700. Combined with the currently identified costs avoidance, full program implementation could yield an annual savings of \$321,960.

Looking ahead, with statewide bond reform being initiated by the Illinois Supreme Court and the Administrative Office of the Illinois Courts, DeKalb County and the 23<sup>rd</sup> Judicial Circuit have the opportunity to lead the charge in pretrial justice in Illinois, Mr. Venditti shared. Kendall County has already established a Pretrial Service program based off of observations in DeKalb County and national best practices, screening all newly detained defendants prior to first appearance.

At the DeKalb County Pretrial Service annual stakeholders meeting held on June 30<sup>th</sup>, Judge Robbin Stuckert announced that bond call in DeKalb County will be moved to 1:00 p.m. in order to accommodate Pretrial Services screening defendants prior to first appearance. It is anticipated that with the current Pretrial Services staff and resources, that up to 70% of defendants who appear in custody for bond call would be able to have bond report and risk assessments completed prior to their first appearance.

The Committee briefly reviewed a few questions with Mr. Venditti regarding the Pretrial Services Program and thanked him, Margi, and the Court Services Department for their informative presentation and their hard work and dedication to this program.

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## **SHERIFF'S ANNUAL REPORT**

Sheriff Roger Scott joined the Law & Justice Committee to review his annual report with them. The Sheriff noted that the Committee was presented with the annual report a few months back but he was in attendance to review some key highlights with them and answer any questions they may have regarding the annual report and his office.

Sheriff Scott highlighted the Sheriff's Office's mandates, Merit Commission, civil process, communications, patrol duties as it relates to calls and responses, accidents, fatalities, jail operations, and new horizons.

2014's New Horizons section highlighted Power by Propane and Mobile Patrol. The Sheriff shared that during the week of Thanksgiving 2014 six recently converted squads started using propane as an alternative fuel. During early 2013 research was done to look for an alternative fuel that could help cut costs for the Sheriff's Offices' fleet of vehicles and after exploring several options Liquefied Petroleum Gas (LPG) stood out as the most cost efficient alternative. It is anticipated that each converted squad will save over \$2000 per year in fuel costs.

Six new Chevrolet Tahoe's were converted to a dual fuel propane system and put in service during the department's 2014 squad replacement cycle. The squads are able to run either propane or regular gas. The Illinois EPA offers rebates of up to 80% to a maximum of \$4000.00 for alternative fuel conversions such as LPG and CNG (Compressed Natural Gas) which was used to help lower the conversion costs for the squads.

The DeKalb County Sheriff's Office Received recognition and was designated as an Illinois Green Fleet by the Illinois EPA and Chicago Area Clean Cities (CACC) at their annual stakeholder meeting, awards ceremony and reception which was held in Wheaton On December 10<sup>th</sup> 2014.

Sheriff Scott lastly mentioned that in December 2014 he announced the activation of the Sheriff's Office's new Facebook Page and the availability to the County-wide Community free app known as the Mobile Patrol Public Safety App (Mobile Patrol). Citizens are able to enter their zip code to get information regarding areas (neighborhoods) that are most important to them. The key element of the Mobile Patrol is the ability for the Sheriff's Office Communication Center to "push" directly to the user's smart phones weather and road conditions. This is the same information being periodically updated on the road condition phones at the Sheriff's Office Communication Center.

The Sheriff was asked how the change in the 1 p.m. bond call will affect his office. He noted that it will be difficult operational-wise until after the first of the year when their shift changes occur. They will fluctuate accordingly in the interim though.

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### **ESDA ANNUAL REPORT / CORONER'S ANNUAL REPORT**

Mr. Dennis Miller, DeKalb County Emergency Services & Disaster Agency Director and DeKalb County Coroner met with the Committee to review his annual reports. Again like the Sheriff's Annual Report, the Committee was presented with the reports earlier on but Mr. Miller wanted to come and highlight a couple key areas of his reports and be available for any questions the Committee Members may have.

Starting with the ESDA Annual Report, Mr. Miller shared that in 2015, we'll see another revision of the DeKalb County Emergency Operations Plan. This plan with the annexes defines how DeKalb County analysis, prepares for, and responds to an emergency event, whether natural or man-made. Mr. Miller also briefly described the Illinois-Indiana-Wisconsin Combined Statistical Area Regional Catastrophic Planning Team (RCPT) conducted a regional evacuation, coordination and transportation exercise. The purpose of the exercise was to test the regional capability to fully activate the RCPT and aspects of the Regional Coordination Process. He lastly added that after 15 plus years, Barry Leonard has decided to retire. He was a dedicated and knowledgeable asset to the office and he will be greatly missed.

Mr. Miller additionally reviewed his Coroner's Annual Report with the Committee. The majority of the report gathered around page 13, which outlined the Total Death Investigation of DeKalb County Statistical Data 1999-2014. The Total Death Investigations have increased from 592 in 2013 to 634 in 2014. He also noted that cremation permits are on a steady rise. His theory for the increase was for financial reasons and individual's choice. He lastly noted that he has had a number of burials at the County Cemetery over the last couple of years and the he is approached a couple times a month with residence asking for assistance with burials.

The ESDA, Coroner's, and Sheriff's Annual Reports can all be found in their entirety on the County's Website under Reports of County Officials.

### **FUTURE AGENDA ITEMS**

It was noted that at the next meeting, the Committee would be joined by Richard Schmack in order to present his State's Attorney Annual Report. Chairman Frieders requested that he would like the Committee to be updated on the Sober Living Home as well.

### **ADJOURNMENT**

**It was moved by Ms. Little, seconded by Mrs. Tobias, and it was carried unanimously to adjourn the meeting.**

Respectfully submitted,

  
Chairman John Frieders

  
Tasha Stogsdill, Recording Secretary

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TO: LAW AND JUSTICE COMMITTEE  
DEKALB COUNTY BOARD  
DEKALB COUNTY, ILLINOIS

REPORT OF PUBLIC DEFENDER  
MONTH OF JUN 2015

The Undersigned Public Defender for DeKalb County, Illinois, pursuant to statute in such cases made and provided, hereby files the report of services performed by him and his assistants for the above stated month listing the number of cases at the start of the month as indicated by category listing, and the number of cases closed at the end of the month, which are as follows:

[illegible]

**DEKALB COUNTY ADULT COURT SERVICES  
MONTHLY REPORT  
FISCAL YEAR 2015**

**PROBATION**

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	Total
PSI's Ordered	4	0	1	3	1	2							
PSI's Completed	3	2	2	1	3	1							
New Active Cases	33	23	46	37	23	28							
Felony	332	333	340	351	356	345							
Misdemeanor	135	135	138	139	139	148							
DUI	0	0	0	0	0	0							
Traffic	0	0	0	0	0	0							
Active Caseload	467	468	478	490	495	493							
Pending Intakes	146	143	145	137	125	120							
Total Active Caseload	613	611	623	627	620	613							
Administrative Cases	923	922	941	963	959	960							
Transfer In Cases	12	9	11	15	6	6							
Transfer Out Cases	11	6	14	16	9	14							
Tech Viol. Reported	17	25	38	33	29	28							
Crim. Viol. Reported	13	14	9	17	13	19							
Tech. - No Violation	0	0	0	0	0	0							
Tech. - Finding Viol.	5	12	7	4	6	9							
Crim. - No Violation	0	0	0	0	0	0							
Crim. - Finding Viol.	2	3	6	0	4	7							
Successful Terminations	14	14	22	19	9	25							

**COMMUNITY RESTITUTION SERVICE**

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL
# Adults Referred	87	81	118	96	82	100							
# Hours Ordered	9,190	10,600	11,720	13,330	8,960	11,660							
# Hours Completed	5,016	4,854	5,204	7,374	6,497	5,756							

# Juveniles Referred	12	5	8	14	5	6							
# Hours Ordered	385	210	290	585	125	360							
# Hours Completed	160	106	121	85	161	118							

## JUVENILE PLACEMENT/DETENTION REPORT

### PLACEMENT

	<u>Jan. 15</u>	<u>Feb. 15</u>	<u>Mar. 15</u>	<u>Apr. 15</u>	<u>May 15</u>	<u>June 15</u>	<u>July 15</u>	<u>Aug. 15</u>	<u>Sept. 15</u>	<u>Oct. 15</u>	<u>Nov. 15</u>	<u>Dec. 15</u>
Residential placements at beginning of mo.	1	1	1	2	2	2						
Minors placed during the month	0	0	1	0	0	0						
Minors released during the month	0	0	0	0	0	0						
Minors in residential placement at end of mo.	1	1	2	2	2	2						

### DETENTION

	<u>Jan. 15</u>	<u>Feb.15</u>	<u>Mar. 15</u>	<u>Apr 15</u>	<u>May 15</u>	<u>June15</u>	<u>July 15</u>	<u>Aug. 15</u>	<u>Sept. 15</u>	<u>Oct. 15</u>	<u>Nov.15</u>	<u>Dec. 15</u>
Minors in detention at beginning of month	4	3	0	3	1	1						
Minors detained during the month	1	0	6	0	3	4						
Minors released during the month	2	3	3	2	3	4						
Minors in detention at end of month	3	0	3	1	1	1						
Average daily population for mo.admissions	0.5	na	2	na	<1	<1						
Average length of stay for mo. admissions	17 days	na	12 days	na	3 days	3.5 days						

## 2015 Pretrial YTD Information

	Jan	Feb	March	April	May	June	July	Aug	Sept	Oct	Nov	Dec
<b>Bond Investigations Completed</b>												
Felony	41	28	32	37	42	37						
Misdemeanor	10	5	7	7	17	15						
<b>Released on Pre-Trial Supervision</b>												
Felony	13	6	18	13	18	10						
Misdemeanor	0	0	0	0	0	0						
<b>Released with no Pre-trial Supervision (Including those who posted)</b>												
Felony	34	24	20	30	31	30						
Misdemeanor	9	5	4	5	12	12						
<b>Active Pre-Trial Supervision Cases</b>												
Felony	55	60	72	79	84	82						
Misdemeanor	4	6	5	5	5	3						
<b>Violations Reported</b>												
Rules Violation	2	2	3	0	3	2						
Failure to Appear	0	0	0	0	0	0						
New Offense	0	0	3	3	3	3						
<b>Violations Revoked</b>												
Rules Violation	0	0	0	0	1	1						
Failure to Appear	1	0	0	0	5	2						
New Offense	0	1	2	1	0	3						
<b>Successful Terminations</b>	5	1	4	6	6	9						

### Cost Avoidance

The Pre-Trial program was operational as of June 9, 2014.

From 6/9/14 - 7/10/15, 148 individuals were released from custody and placed on pre-trial supervision for a total of 18,858 days.

We can't definitively say the pre-trial program is the only element responsible for the release of those individuals, as other factors may be involved. However, prior to the implementation of the pre-trial program the court did not have the benefit of the bond investigation reports with verified information to include a risk assessment or the ability to order individuals released to report to the Pre-Trial Officers for supervision while out on bond.

# DEKALB COUNTY SHERIFF'S OFFICE

## JAIL POPULATION REPORT

### JUNE 2015

#### AVERAGE DAILY POPULATION

125

Average Number Housed Out

34

<u>SEX</u>		<u>TYPE OF CRIME</u>		<u>COURT STATUS</u>		<u>PERIODIC IMPRISONMENT</u>	
<i>Male</i>	<i>Female</i>	<i>Felony</i>	<i>Misdemeanor</i>	<i>Sentenced</i>	<i>Pre-Sentenced</i>	<i>Week-ends</i>	<i>Work Release</i>
291	61	208	144	69	283	3	47

#### MONTHLY TRANSPORTS

	Number of Transports	Total Man Hours
<i>General</i>	37	98
<i>Medical – Mental</i>	12 / 1	17 / 24
<i>Jail Overcrowding</i>	66	121
<i>Juvenile</i>	6	14
<i>Totals</i>	122	274

#### DOC

	Male	Female
<i>Sentenced</i>	11	1
<i>Parole</i>	2	0
<i>Totals</i>	13	1

#### MONTHLY INMATE POPULATION STATISTICS

	NON-SENTENCED		REGULAR SENTENCED		WEEK-ENDERS		WORK RELEASE		EHM (ADULTS)	
	Number of Bookings	Total Days Held	Number of Bookings	Total Days Held	Number of Bookings	Total Days Held	Number of Bookings	Total Days Held	Average For Month	Total Days Held
<i>Male</i>	154	2632	52	721	2	21	0	47	-	-
<i>Female</i>	46	266	6	61	1	10	0	0	-	-
<i>Totals</i>	200	2898	58	782	3	31	0	47	97	1098

**Average Daily Population:** The average number of inmates in the jail for the month. Counts each day a person was in the Jail and includes all people booked into the jail.

**Monthly Transports:** “Jail Overcrowding” represents transports related to jail overcrowding which would include the transport to and from the other facility, transports for court if they are a pre-sentenced inmate, and any other transport which may be necessary.

**DOC: 1) Sentenced:** Represents the number of inmates transported to the Department of Corrections because they were sentenced to prison for a period of time.

**2) Parole:** Represents the number of inmates transported to the Department of Corrections because they were arrested on a new charge, on parole and returned to DOC to face their parole violation.

**EHM:** The numbers reflect only adults on Electronic Home Monitoring for the month. Juveniles would not be housed in the County Jail.

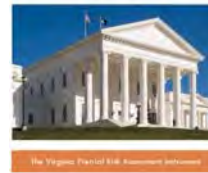
## DeKalb County Pretrial Services



### Annual Review

## Pretrial Risk Assessment in DeKalb

### PRETRIAL RISK ASSESSMENT IN VIRGINIA

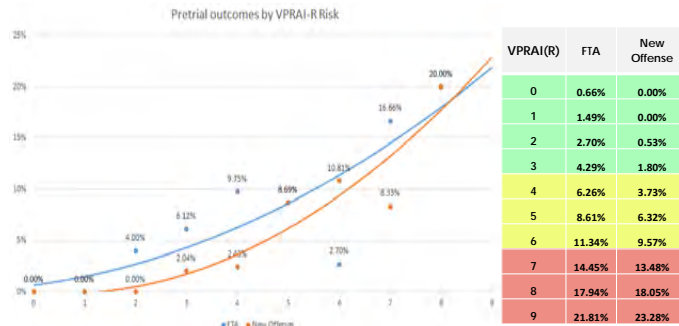


In order to objectively identify a defendant's potential risk for pretrial misconduct, Pretrial Services is currently using the Revised Virginia Pretrial Risk Assessment Instrument (VPRAI). This instrument was originally implemented in the state of Virginia in 2002. The instrument was later revised and validated in a study completed in 2007 by Luminosity Inc.

Pretrial Services has additionally been utilizing a secondary assessment The Kentucky Pretrial Risk Assessment, an instrument that is utilized statewide in Kentucky by statute and is the basis for a current risk assessment model that is being validated in Cook County, McLean County and Kane County for statewide use in Illinois by the AOIC.

## Risk Tool Validation & Measurement in DeKalb

The Instruments recorded the following outcome data for defendants released from custody pending trial in DeKalb County since June 2014.



## DeKalb Statistics

Between June 9, of 2014 and June 9, 2015 the following data was collected:

436 cases were held for bond reduction motion by the court with a pretrial bond report and VPRAI risk assessment prepared.

**25.2% scored as LOW risk**  
**49.7% scored as MODERATE risk**  
**25.0% scored as HIGH risk**

- 327 or 75% of total defendants were LOW to MODERATE risk and are considered to be appropriate for pretrial release.
- 241 or 55% of total defendants were granted a bond reduction or post bail as originally set.
- 3.41 days was the average time a defendant spent incarcerated prior to bond reduction hearing.
- 86% of defendants screened were for Felony Offenses, while 14% were Misdemeanor Offenses
- 47% of defendants who appeared in custody for bond call and were appropriate for a pretrial risk assessment were ordered to have a bond report completed.

## DeKalb Statistics

A total of 241 defendants were granted a bond reduction and released from custody either with or without Pretrial Supervision between June 9, 2014 and June 9, 2015. In that time:

- 92% appeared for all pre-disposition court dates
- 95% had no new arrests while out on bond

133 cases were placed on Pretrial Supervision between June 9, 2014 and June 9, 2015. In that time 16 supervised defendants had their bond revoked.



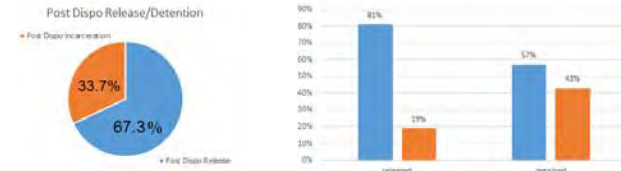
### Revocations of Bond

- FTA 5.3%
- New Arrest 5.3%
- Technical Violation 1.5%

## DeKalb Statistics

From June 9, 2014 to June 9, 2015 post disposition incarceration data was able to be gathered on 196 defendants interviewed by Pretrial Services.

The data indicates that a majority of defendants are immediately released back to the community either with or without some form of community based supervision upon disposition of their case. Additionally defendants who are detained for the entire pretrial phase are significantly more likely to face post disposition incarceration or commitment to the department of corrections.



Additionally the data gathered when looking exclusively at Felony Defendants revealed similar statistics. 61% of all Felonies were not imprisoned after disposition of their case. 75% of Felony defendants released prior to trial were not sentenced to any form of incarceration, while 52% of Felony defendants detained during the pretrial phase were not sentenced to any form of incarceration.

## Jail Statistics

### DeKalb County Jail Population

May 2015

204 Pretrial Bookings  
2965 Pretrial days held

Average daily population:  
120

Average number housed out of  
county:  
33

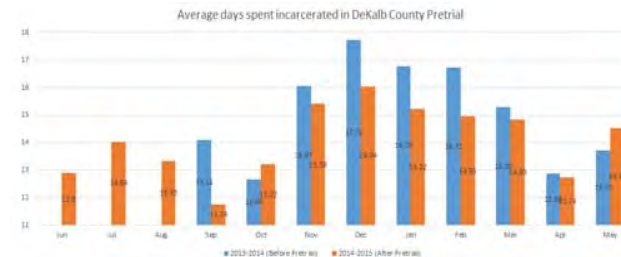
79% of jail days served were  
Pretrial Defendants



## Evaluation of Current Program Impact

It was anticipated after the program began, that a greater number of defendants being released pending trial as a result of Pretrial Services involvement would decrease the average amount of time defendants spent incarcerated pretrial in DeKalb County Jail.

An overview of the average length of time pretrial defendants spent in DeKalb County Jail shows an approx. 6% reduction since the program's start.



## Evaluation of Current Program Impact

In the first 12 months of operation, 241 defendants were released after review of their bond report and spent an average of 10.89 days incarcerated less than the average pretrial defendant during that time.

This resulted in 2625 detention days avoided at an average cost of approx. \$60/day per inmate, resulting in a cost avoidance of  
**\$157,500**

Additionally Pretrial Services completed 64 domestic violence risk assessments over the course of 7 months. These assessments are required to be considered by the court in many domestic violence cases prior to the setting of bond. It is anticipated that over the course of 12 months, an average of 110 assessments will be ordered. Completed by a private agency this would cost \$150.00 per assessment; for a total cost of  
**\$16,500**

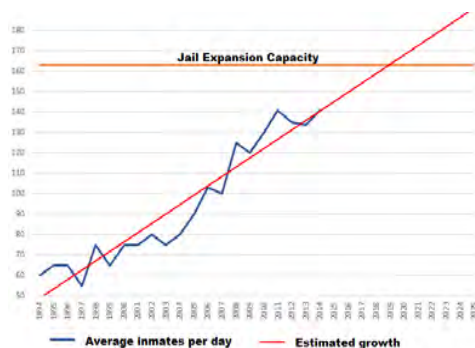
## Moving forward: Benefits of Pretrial involvement prior to first appearance

241 defendants were granted a bond reduction upon review of their bond report, but spent an average of 3.41 days each from first appearance until their bond reduction motion; resulting in approximately 821 additional detention days from June 9, 2014 – June 9, 2015. With an average cost of \$60/day per inmate, resulting in a total cost of  
**\$49,260**

An additional 115 LOW to MODERATE risk defendants were denied a bond reduction and spent an average of 14.3 days incarcerated pretrial; resulting in approximately 1645 additional detention days from June 9, 2014 – June 9, 2015. With an average cost of \$60/day per inmate, resulting in a cost of  
**\$98,700**

Combined with the currently identified cost avoidance, full program implementation could yield an annual savings of  
**\$321,960**

## Moving forward: Benefits of Pretrial involvement prior to first appearance



Based on a linear growth model using the average jail population over the last 20 years, the probability of jail overcrowding post-expansion is likely to occur near 2020.

With an average of 79% of the jail population being pretrial defendants, an increase in pretrial release rates at first appearance would impact the duration of the new jail expansion's viability.

## Moving forward: Benefits of Pretrial involvement prior to first appearance



The research presented in *Hidden Costs of Pretrial Detention*; Lowenkamp, VanNostrand, Holsinger - 2013; provides data that strongly indicates an increased risk of re-arrest by defendants held for a longer than 24 hours.

With an average time a defendant currently spends incarcerated prior to bond reduction hearing in DeKalb County being 3.41 days, Low risk defendants are at a 50% increased risk for re-arrest and Moderate risk defendants are at a 20% increased risk for re-arrest during the pretrial phase according to the study.

Additionally the research indicates a potential 24% increase in post disposition re-arrest of all released Felony defendants within 1 year that were detained awaiting a bond reduction motion prior to release.



***Moving forward:  
Benefits of Pretrial involvement prior to  
first appearance***

With statewide bond reform being initiated by the Illinois Supreme Court and the Administrative Office of the Illinois Courts, DeKalb County and the 23<sup>rd</sup> Judicial Circuit have the opportunity to lead the charge in pretrial justice in Illinois. Kendall County has already established a Pretrial Services program based off of observations in DeKalb County and national best practices, screening all newly detained defendants prior to first appearance.

At the DeKalb County Pretrial Services annual stakeholders meeting held on 6/30/15, Judge Robin Stuckert announced that the bond call in DeKalb County will be moved to 1:00pm in order to accommodate Pretrial Services screening defendants prior to first appearance.

It is anticipated that with the current Pretrial Services staff and resources, that up to 70% of defendants who appear in custody for bond call would be able to have bond report and risk assessment completed prior to first appearance.