

SUPPLEMENTAL INFORMATION

For November 26 IPRTF meeting packet

- Recent emails on Task Force/Law & Justice Council Membership
- Committee meeting summaries

From: [Peterson, Darlene L.](#)
To: [Jack Hovenier](#); [Jill Bernstein](#)
Cc: [Jill Nixon](#); [Tyler Schroeder](#)
Subject: RE: Incarceration Prevention & Reduction Task Force agenda packet Nov. 26
Date: Tuesday, November 20, 2018 10:16:44 AM

Good Morning:

I will not be able to attend the meeting on November 26th but I would like to ask you to place the position of Court Administrator for Bellingham Municipal Court on the permanent Law and Justice Council.

This position was permanent in the prior Law and Justice Council that was abandoned and I believe it is important for the Court to have a voice on this panel. Both District Court and Superior Court Administrators were included in the past and are on the list for the new council as well.

Thank you for your consideration.

Darlene L. Peterson

Court Administrator

Bellingham Municipal Court
2014 C Street
Bellingham, WA 98225
360-778-8150
360-778-8151 (Fax)
dlpeterson@cob.org

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From: Jill Nixon <JNixon@co.whatcom.wa.us>
Sent: Monday, November 19, 2018 2:24 PM
To: Jill Nixon <JNixon@co.whatcom.wa.us>
Subject: Incarceration Prevention & Reduction Task Force agenda packet Nov. 26

Task Force Members, assistants, and proxies,

Attached is the agenda packet for the IPRTF meeting on Monday, November 26 in the courthouse fifth floor conference rooms.

Have a great holiday.

Jill N.

Legislative Coordinator
Whatcom County Council Office

From: [Peterson, Darlene L.](#)
To: [Jill Bernstein](#); [Jack Hovenier](#)
Cc: [Jill Nixon](#); [Tyler Schroeder](#)
Subject: FW: Inclusioning of DV and SA in IPRTF/Law & Justice Council
Date: Tuesday, November 20, 2018 10:18:58 AM

Please see the memo below from Susan Marks of the DV Commission.

Darlene L. Peterson

Court Administrator

Bellingham Municipal Court
2014 C Street
Bellingham, WA 98225
360-778-8150
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From: Susan Marks <smarks@dvcommission.org>
Sent: Tuesday, November 20, 2018 10:07 AM
To: William Elfo <belfo@co.whatcom.wa.us>; Dave McEachran <dmceachr@co.whatcom.wa.us>; Peterson, Darlene L. <dlpeterson@cob.org>; Moonwater - <director@whatcomdrc.org>; Dave Reynolds <dreynold@co.whatcom.wa.us>; Bruce Van Glubt <bvanglub@co.whatcom.wa.us>; Ruffatto, Peter M. <pruffatto@cob.org>
Subject: Inclusioning of DV and SA in IPRTF/Law & Justice Council

Hello all,

I am reaching out about the proposal for the Incarceration Prevention and Reduction Task Force to transition to become the Law & Justice Council, because of your dual roles as DV Commission members, and as members of either the current IPRTF and/or the proposed Law & Justice Council. Karen Burke and I have both received a copy of the agenda for 11/26, including the proposal and the proposed membership to be considered at the 11/26. Karen and I agree that it is important to have a position representing the voice of victims of domestic and sexual violence - and providing information on best practices in responding to those crimes. It seems that could fall under the general health and social services, but there are limited positions within that category and in the past, a specific role related to DV/SA has been missing.

Neither Karen nor I can attend the IPRTF meeting on Monday 11/26. Since you all are connected and aware of the intersections with the work of the DV Commission and DVSAS, I'm asking that as you consider the potential transition to an updated Law & Justice Council and its proposed membership, you will keep in mind the need to include issues like domestic violence and sexual assault - and advocate for what most makes sense to ensure that voices

of victims and information on best practices are represented moving forward.

Enjoy your holiday weekend,

Susan Marks | Director

360.312.5700 X 1242 | smarks@dvcommission.org

Bellingham-Whatcom County Commission Against Domestic Violence

Providing leadership in our community's efforts to end domestic violence

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My preferred gender pronouns are she/her/hers

From: [Stephen Gockley/Ellen Posel](#)
To: [Caryl Dunavan](#)
Cc: "[Jack Hovenier](#)"; "[Jill Bernstein](#)"; [Todd Donovan](#); [Jill Nixon](#)
Subject: RE: Incarceration Prevention & Reduction Task Force agenda packet Nov. 26
Date: Wednesday, November 21, 2018 1:20:39 PM
Importance: High

Caryl –

Thank you very much for these thoughtful comments, which I happen to agree with.

I am copying this to Jack and Jill, as well as to Todd insofar as it will be the council who names people to open seats. Because these positions will be filled based on applications, I strongly encourage you to ask Karen and/or Susan (or someone they would rather put forward on their behalf) to submit an application (see the county's website for the task force).

Stephen

From: Caryl Dunavan <CarylDunavan@cityofferndale.org>
Sent: Wednesday, November 21, 2018 10:49 AM
To: Stephen Gockley/Ellen Posel <gockleyposel@comcast.net>
Subject: FW: Incarceration Prevention & Reduction Task Force agenda packet Nov. 26

Also ---

Checking with you because we had briefly discussed the potential transition of the IPRTF to the Law and Justice Council. After a quick look through the packet for Monday's meeting, I would advocate for a designated seat on the Law and Justice Council for either DVSAS or the Bellingham-Whatcom County Commission Against DV. I think there is a need for specific attention to how changes and reforms to the criminal justice system particularly affect both victims and offenders in domestic violence and sexual assault cases. I also think that the voice of victims of crime needs to be included in these discussions, which could be addressed by adding a DV/SA representative. This additional member would contribute a perspective that would otherwise be missing, and which I hope would both lead to better decisions and also potentially increased credibility for proposed reforms.

I am forwarding these thoughts also to Raylene, who I believe plans to be at Monday's meeting.

Thank you,
Caryl

Caryl Dunavan
Domestic Violence Specialist
Cities of Blaine, Everson, Nooksack, Ferndale, Lynden, and Sumas
P.O. Box 237, Everson, WA 98247
(360) 815-2928 phone / text
(888) 696-8999 fax

From: [Betsy Kruse](#)
To: [Jill Nixon](#)
Subject: RE: Incarceration Prevention & Reduction Task Force agenda packet Nov. 26
Date: Wednesday, November 21, 2018 1:14:09 PM

Hi Jill

I won't be able to attend the task force meeting Monday. I did want to provide an update for you or another task force member to share.

- HCA is extending our time to continue to operate and perform our current BHO functions until July 1, 2019. This extends our transition year.
- On October 30, the Health Care Authority Assistant Director, MaryAnne Lindeblad, informed us that there was not sufficient time for them to process the additional materials we sent them ahead of their November 1 deadline to determine if we met the state's readiness review requirements. Initially the State said they were going to push back the date for the transition to Integrated Care in the North Sound to April 1, 2019. Then on November 8, 2018 HCA revised the timeline for transition and pushed it out to July 1, 2019.
- During this time HCA will continue to work with us providing technical assistance with regards to the state's specific requirements for a Behavioral Health Administrative Services Organization (BH-ASO). We will continue to be contracted as a full Behavioral Health Organization until that time.
- On July 1, 2019, all Medicaid services will then transition to the Managed Care Organizations. If we meet the state's readiness review requirements, then we will transition to a BH-ASO. We believe we have now met most of these requirements so do not anticipate any problems in being qualified to operate as a BH-ASO.
- North Sound Behavioral Health Organization will transition to become the Behavioral Health Administrative Services Organization (BH-ASO). We will oversee the Crisis System and other yet to be determined responsibilities that the MCO's will contract with the BH-ASO organization.

I hope this makes sense.

Thanks

Betsy

From: Jill Nixon <JNixon@co.whatcom.wa.us>
Sent: Monday, November 19, 2018 2:24 PM

***Incarceration Prevention and Reduction Task Force
Crisis Recovery Facility Subcommittee***
Meeting Summary Discussion Notes for October 18, 2018

1. Call To Order

This meeting did not have a quorum of members.

Members Present: Jack Hovenier, Chris Phillips, Perry Mowery

Also Present: Jill Bernstein, Anne Deacon, Stephen Gockley

Members Absent: Jerry DeBruin, Todd Donovan, Tyler Schroeder, Jeff Parks, Sandy Whitcut/Michael McAuley

Review September 20, 2018 Meeting Summary

This item was not discussed

2. Presentation from Crisis Stabilization Facility architect Ron Wright on current schematic designs, project timelines, and construction design.

Deacon submitted handouts (on file) and introduced architect Ron Wright.

Ron Wright, Ron Wright & Associates, described his experiences with designing similar triage facilities statewide, and his design for Whatcom County's new crisis stabilization facility, which includes the certain features:

- Units will adjust to different levels of licensure
- A prototype plan that can be used for either voluntary or involuntary certification
- Harm reduction features
- Central point of operation to maximize sight lines
- Anti-ligature hardware
- Balance of maintenance and safety with a homelike, not institutional, atmosphere
- Durability and longer lifecycle
- Additional drainage and detention pond for water quality
- Individual rooms, which provide the most flexibility for changing population
- Commercial kitchen, which may serve other nearby treatment facilities

Staff and committee members discussed line-of-sight requirements, building code requirements, getting input from providers, LEED silver certification, permitting processes, groundbreaking and construction timeline, the number of offices, space for family visitation, and bathroom/laundry designs.

3. Review and discussion of draft guidelines for Crisis Stabilization Facility operator/provider request for proposals/qualifications (RFP/Q)

Incarceration Prevention and Reduction Task Force
Crisis Recovery Facility Subcommittee
Meeting Summary Discussion Notes for October 18, 2018

Deacon reported on the building lease process for the provider and stated the bid process will occur in the next few months.

Staff and committee members discussed the overarching culture of the facility focusing on fidelity to the model of recovery, Substance Abuse and Mental Health Services Administration (SAMHSA) recommendations against using any type of seclusion and restraint, requiring a root cause analysis (RCA) any time seclusion and restraint are used, and the possibility of video monitoring throughout the facility.

4. Next Steps: Ideas & Further Information

The committee members discussed the 2019 regular meeting schedule and agreed with regular meetings held every other month, beginning in January. Chair Phillips cancelled the November and December 2018 regular meetings.

5. Other Business

Bernstein suggested that the committee have a discussion at a future meeting about using the current triage facility space for a sobering center.

6. Public Comment

There was no public comment.

7. Adjourn

The meeting adjourned at 10:45 a.m.

Incarceration Prevention and Reduction Task Force
Steering Committee
Meeting Summary for October 25, 2018

1. Call To Order

Committee Chair Todd Donovan called the meeting to order at 9:30 a.m. in the County Council Conference Room, 311 Grand Avenue, Bellingham.

Members Present: Jill Bernstein, Todd Donovan, Stephen Gockley, Jack Hovenier, Tyler Schroeder, Anne Deacon, Chris Phillips

Also Present: Barry Buchanan, Kelli Linville

Members Absent: None

Review September 6, 2018 Meeting Summary

There were no changes.

2. Discussion of the Task Force and Law & Justice Council

Committee members discussed the possibility of folding the requirements for a Law & Justice Council into the Incarceration Prevention & Reduction Task Force (IPRTF):

- Continue the IPRTF as it is, with minor modifications to meet statutory requirements.
- Maintain the current name of the Task Force.
- Indicate that the IPRTF will fulfill the statutory obligation of the Law & Justice Council.
- Restructuring the membership to meet the requirements for the Law & Justice Council in RCW 72.09 and to make it easier to keep certain positions filled.
- Renaming and broadening some of the positions to be “Health and Social Service Providers.”
- Ensuring the Task Force is designated as serving as the Law & Justice Council and fulfills the statutory requirements of the Law & Justice Council.
- Designating the IPRTF as the Law & Justice Council, rather than trying to create a separate meeting schedule or subcommittee.
- Whether the momentum of the Task Force will change
- It has been difficult keeping filled certain positions on the Task Force.
- Balancing representation from the community, the behavioral health sector, and the criminal justice sector.
- Customizing the State requirements for the Law & Justice Council to what the community needs.
- Making sure the Task Force doesn’t add too many more members.
- Making sure they remain focused on incarceration prevention and reduction.
- Whether or not the Task Force should weigh in on the issue of a new jail.
- The role of the North Sound Behavioral Health Organization (NSBHO) is changing, and may not need to continue as a member of the IPRTF.
- How to restructure the membership of the IPRTF to meet the RCW requirements.

Incarceration Prevention and Reduction Task Force
Steering Committee
Meeting Summary for October 25, 2018

- Participation and representation of the emergency medical services community.
- The Task Force ordinance setting goals and a reporting schedule for the Task Force.

Schroeder moved to incorporate the comments from this meeting's discussion into an updated draft ordinance that would integrate the Law and Justice Council and its functions into the Incarceration Prevention & Reduction Task Force, and bring it to the next Steering Committee meeting. The motion was seconded and carried unanimously.

3. Task Force membership

Committee members discussed the quorum count with vacancies, the status of hiring a staff person to run the new GRACE project, and the current and upcoming vacancies on the Task Force.

The committee concurred to delay appointments to vacancies until after the new ordinance and membership is settled.

4. 2019 meeting schedule

Committee members discussed the possibility of meeting every other month instead of monthly, beginning January 2019; the purpose of the Steering Committee in setting the monthly Task Force agenda; ensuring the collaboration and education among the Task Force members continues; whether or not the January 2019 meeting schedule should be facilitated.

The committee concurred to propose to the full Task Force the possibility of meeting every other month.

5. Other Business

Steering Committee members discussed the funding request from the Domestic Violence and Sexual Assault Services (DVSAS) for the offender treatment program.

- The City of Bellingham will contribute approximately \$100,000
- The Health Department's Behavioral Health fund will contribute approximately \$70,000
- The proposal is for the Council to decide about whether or not the County general fund will contribute approximately \$44,000
- The possibility of DVSAS starting with a smaller pilot program

The committee discussed the from the MacArthur Foundation grant for the Policy Committee and participation with the Information Needs and Data Exchange (INDEX) Committee, the data lists that the INDEX Committee will be working on, and focusing on collecting relevant data.

6. Next Steps: Ideas & Further Information

Committee members concurred that their next meeting would be November 15 at 9:30 a.m.

***Incarceration Prevention and Reduction Task Force
Steering Committee***
Meeting Summary for October 25, 2018

Agenda items for the next full Task Force meeting will include:

- The proposed ordinance establishing the new Task Force structure
- A detailed update about the GRACE program
- An update on the new crisis stabilization facility
- The Sheriff's work on finding new jail space in the area

7. Public Comment

Kelli Linville, Bellingham Mayor, spoke about City staff being involved in the MacArthur Foundation grant-funded Policy Committee.

8. Adjourn

The meeting adjourned at 11:00 a.m.

DRAFT

***Incarceration Prevention and Reduction Task Force
Steering Committee
Meeting Summary for November 15, 2018***

1. Call To Order

Committee Chair Todd Donovan called the meeting to order at 9:37 a.m. in the Courthouse Fifth Floor Conference Room 513, 311 Grand Avenue, Bellingham.

Members Present: Jill Bernstein, Todd Donovan, Stephen Gockley, Jack Hovenier, Tyler Schroeder, Chris Phillips

Also Present: Jackie Mitchell (proxy for Anne Deacon) and Perry Mowery

Members Absent: Anne Deacon

Review October 25, 2018 Meeting Summary

There were no changes.

3. Other Business

Mowery gave an update on the transition of the North Sound Behavioral Health Organization (BHO) to an Administrative Service Organization (ASO) during the State's transition to managed care organizations (MCOs) for behavioral health services. The Health Care Authority (HCA) indicated the transition will happen later in 2019 than originally planned.

Committee members discussed whether the BHO should continue to play a role on the Incarceration Prevention and Reduction Task Force (IPRTF).

2. Discussion of the Task Force and Law & Justice Council Ordinance and Membership

Committee members discussed:

- The role of the Behavioral Health Organization (BHO)
- Transitioning certain positions to health and human services provider positions.
- Whether the adoption of the new ordinance supplant the language in the original enabling ordinance
- Include language about goals from the original ordinance in the new ordinance
- Whether the number of citizen and consumer positions is still appropriate
- A natural shift in focus of the Task Force to preventative measures that will engage the health and social service position members
- The need for those with thorough knowledge of systems to be engaged in order for changes to happen
- Creating or adjusting one Task Force position to meet two requirements of the Revised Code of Washington (RCW) for the Law and Justice Council, such as the Sheriff/Jail Administrator and the Court Clerk/Juvenile Court Administrator
- Maintaining positions for both a Superior Court Judge and the Superior Court Administrator

***Incarceration Prevention and Reduction Task Force
Steering Committee***
Meeting Summary for November 15, 2018

- Whether there will be a problem achieving a quorum at meetings
- The appropriate list of municipal positions to balance the size of Task Force and also meet the requirements of the RCW
- Including representatives from both tribes, if requested
- Designating specific positions versus allowing the Council to decide membership through the appointment process

4. Next Steps: Ideas & Further Information

The Committee discussed:

- The agenda for the November 26 full Task Force meeting
- Whether the Task Force should cancel its December meeting
- Whether the Task Force committee structure will change in 2019
- Task Force chair(s) for 2019, given the resignation of Jill Bernstein
- Recruiting for and filling the existing vacant positions

5. Public Comment

There was no public comment.

6. Adjourn

The meeting adjourned at 11:09 a.m.

Incarceration Prevention and Reduction Task Force
Legal & Justice Systems Subcommittee
Meeting Summary for November 13, 2018

1. Call To Order

(Note: Discussion of agenda items began at 11:35 a.m. A quorum of members was not present until 11:45 a.m.)

Members Present: Angela Anderson, Deborra Garrett, Stephen Gockley, Raylene King, Moonwater, Darlene Peterson

Also Present: Kristin Hanna (proxy for Deborah Hawley)

Members Absent: Jill Bernstein, Bill Elfo, Deborah Hawley, Dave McEachran, Peter Ruffatto

Review September 11, 2018 Meeting Summary

There were no changes.

3. Other Business

Gockley reported on the Pretrial Processes Work Group, including funding for 2019-2020.

The committee members discussed text message reminders for Superior Court defendants and the pretrial risk assessment tool.

Gockley reported on recent State reports on criminal justice issues, including domestic violence.

The meeting came to order at 11:45 a.m. in the Whatcom County Courthouse Conference Room 514, 311 Grand Avenue, Bellingham when quorum of members was present.

Gockley reported on the Steering Committee discussion about reorganizing the Task Force into the Law and Justice Council and potential future presentations before the Committee.

2. Review work plan and prioritize next steps

Gockley submitted and read from a handout (*on file*) on the pending and potential areas of study for 2019.

The Committee discussed:

- The shift from phone call reminders to text reminders
- Regular warrant quash processes that are available now
- The lack of methadone medicine assisted treatment (MAT) at the Yakima jail
- The Impact of Superior Court delays in case processing on municipal court charges
- The process of identifying race and ethnicity and potential bias in the system, and the need for improved data
- Case processing and national average and efficiency

Incarceration Prevention and Reduction Task Force
Legal & Justice Systems Subcommittee
Meeting Summary for November 13, 2018

- Engaging staff that work in the juvenile criminal justice system to discuss juvenile justice and detention
- Getting an update from the Domestic Violence and Sexual Assault Services (DVSAS) after their new offender treatment program gets up and running

Gockley will formally invite Mr. Richey to in December or January to discuss his priorities and goals and will also contact people involved in the Juvenile justice system.

Anderson and Garrett will have a beginning conversation about case processing.

The Committee may schedule a presentation from the Restorative Community Coalition in January to research on chronic post-traumatic stress disorder (PTSD).

4. Public Comment

Mark Gardner spoke about the Adverse Childhood Experiences Score (ACES) and expanding the Ground level response and coordinated engagement (GRACE) program, internal versus external processes in the criminal justice system, and how each work plan item relates to the others.

Heather McKay spoke on the ACLU concerns with pretrial risk assessment tool, juvenile justice and social discipline, and the experience of being in jail.

Irene Morgan spoke about the potential to make the system kinder to people in the criminal justice system.

Joy Gilfilen spoke on a Restorative Community Coalition presentation, jail trauma, and implicit bias against offenders in the system.

5. Adjourn

The meeting adjourned at 1:00 p.m.