

Lancaster County Board of Corrections

May 10, 2018

LANCASTER COUNTY DEPARTMENT OF CORRECTIONS

:

Agenda

Thursday, May 10, 2018

8:30 a.m.

- I. Approval of the February 8, 2018 minutes
 - a. February 8, 2018 minutes

- II. Population Statistics & Charts
 - a. Average Daily Population Comparison
 - b. Booking and Lodging Totals
 - c. Pre-Trial and Sentence Conversion Release
 - d. Custodial Sanctions/County Reinvestment Act
 - e. Regional Center Waiting Periods
 - f. Community Hospital Posts
 - g. Felonies Sentenced to Lancaster County
 - h. Drug Court Remand
 - i. Violation of House Arrest
 - j. Fiscal Year 2018 Monthly Status Report

- III. Programming

- IV. Transportation

- V. Work Crews

- VI. Training

I. Approval of February 8, 2018 Agenda

**MINUTES
BOARD OF CORRECTIONS MEETING
COUNTY-CITY BUILDING
ROOM 113 - BILL LUXFORD STUDIO
THURSDAY, FEBRUARY 8, 2018
8:30 A.M.**

Board Members Present: Bill Avery, Vice Chair
Todd Wiltgen
Roma Amundson
Jennifer Brinkman

Board Members Absent: Deb Schorr, Chair

Others Present: Brad Johnson, Interim Corrections Director
Ken Prey, Jail Administrator
Kerry Eagan, Chief Administrative Officer
Ann Ames, Deputy Chief Administrative Officer
Ann Taylor, County Clerk's Office

Commissioner Wiltgen called the meeting to order at 9:21 a.m.

AGENDA ITEM

1 APPROVAL OF THE MINUTES OF THE NOVEMBER 30, 2017 MEETING

MOTION: Amundson moved and Brinkman seconded approval of the minutes of the November 30, 2017 meeting. Amundson, Brinkman, Avery and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

2 POPULATION STATISTICS & CHARTS

Brad Johnson, Corrections Director, discussed the following population statistics and charts (see agenda packet):

A. Average Daily Population (ADP) Comparison

The average daily population (ADP) was 607.9 for this period compared to 628.1 for the same period in 2016 (3.2% decrease). The ADP represents 91.4% of the operational capacity of 665 beds. Other population figures are as follows: Felony arrests (239.0); Misdemeanor arrests (401.3); Felons sentenced (30.0); Misdemeanors sentenced (35.3); Held for other jurisdictions (55.7); and Percent conditionally released (39.3%).

B. Booking and Lodging Totals

Average bookings were up 1% and average lodgings were up 4.3% compared to the same time period last year.

C. Pre-Trial and Sentence Conversion Release

See graph in agenda packet.

D. Custodial Sanctions/County Reinvestment Act

NOTE: Legislative Bill (LB) 605, which went into effect on August 31, 2015, changed the classification of penalties, punishments, probation and parole provisions, and provisions relating to criminal records and restitution. Custodial sanctions involve offenders who were sentenced to county time. Upon their release they are placed on supervision and if they re-offend or don't meet the terms of supervision during that period, Probation can sanction them and they are sent to the county jail.

Johnson said there have been 405 custodial sanctions for the period of August 31, 2015 to December 31, 2017 and those offenders served a total of 5,890 days. He said 74 individuals will serve 81 custodial sanctions this quarter for a total of 973 days (13.2 average days per individual). Johnson broke that number down further and said 57 individuals will serve 64 County custodial sanctions this quarter for a total of 846 days (14.9 average days per individual) and 17 will serve State Post-Release Supervision Custodial Sanctions this quarter for a total of 242 days (14.2 average days per individual).

Corrections is also tracking the number of offenders who are incarcerated for violating State post-release supervision. **NOTE:** Prior to LB 605, these offenders would have been supervised by Parole and would have been returned to prison for violating parole. Now they are supervised by Probation and are sent to the county jail if they violate terms of supervision. Johnson said 7 offenders had their State post-release supervision revoked and were re-sentenced to county time during the period of October to December, 2017 for a total of 1,832 days (261.7 average days per individual).

See graphs in the agenda packet for the average number of inmates housed per day on sanctions, custodial sanctions by severity of charge/year, and total days for custodial sanction by felony class.

E. Regional Center Waiting Periods

Johnson discussed the waiting periods for offenders currently housed at the Lincoln Regional Center (LRC), a total 676 days this quarter (average of 61.45 days). That is a reduction from 809.0 total days (average of 68.9 days) last quarter. He said there were

a total of 247 days (average of 35.28 days) for offenders currently waiting for a bed at LRC and compared that to 176 total days last quarter (average of 58.7 days).

In response to a question from Wiltgen, Johnson said there are only a few individuals he feels who would qualify for out-patient restoration.

F. Community Hospital Posts

See agenda packet for charts detailing community hospital posts.

Johnson said the department has received a legal opinion that it must comply with do not resuscitate (DNR) orders.

G. Felonies Sentenced to Lancaster County

See agenda packet.

H. Drug Court Remand

See agenda packet.

I. Violation of House Arrest

See agenda packet.

J. Fiscal Year 2018 Monthly Status Report

See agenda packet.

3 PROGRAMMING

Brinkman asked Johnson to identify programming areas that could be reduced if funding is not maintained at the same level. Johnson said the Programming Director is currently assessing that issue. He noted the facility is required to provide religious programming but said most of it is provided through volunteers. Johnson said General Equivalency Diploma (GED) classes are required by Jail Standards. Those are provided through Southeast Community College and are funded with a grant

4 TRANSPORTATION

See agenda packet.

5 WORK CREWS

See agenda packet.

6 TRAINING

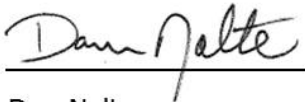
See agenda packet.

OTHER DISCUSSION

In response to a question from Wiltgen, Ken Prey, Jail Administrator, said he anticipates the J Pod will remain open for at least another week. This pod was recently opened to help house an increased number of female offenders. Kim Etherton, Community Corrections Director, appeared and said she is looking to see if there is a grant available that could assist with that population.

7 ADJOURNMENT

MOTION: Brinkman moved and Amundson seconded to adjourn the meeting at 9:54 a.m. Avery, Amundson, Brinkman and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

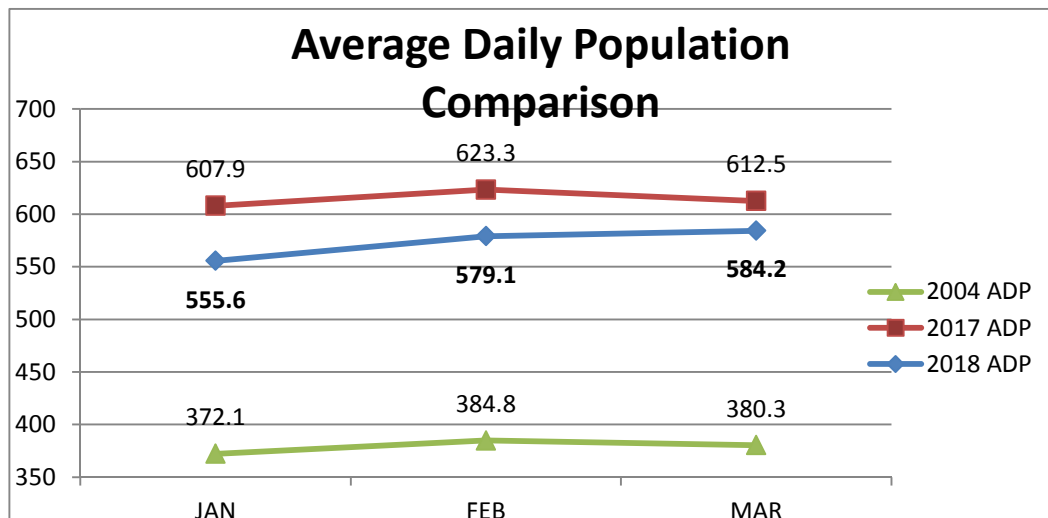


Dan Nolte
Lancaster County Clerk



II. Population Statistics (January-March, 2018)

A. ADP Population Comparison

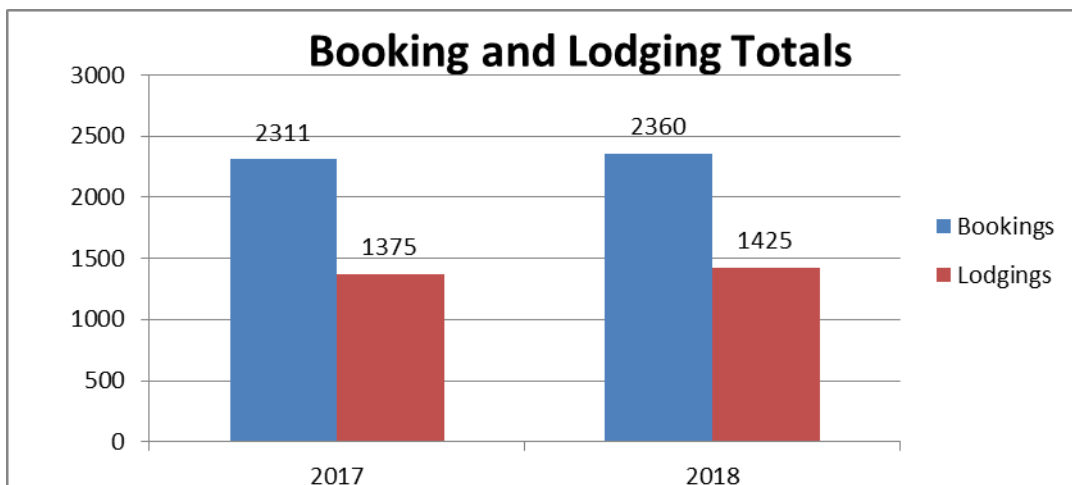


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- The average daily population (ADP) for this period of 2018 was 573.0 detainees compared to 614.6 for the same period in 2017. This is a 6.8% decrease and a 51.2% increase when compared to 2004.
- This period ADP consumed 92% of the department's operational capacity of 665.
- Other population averages:
 - Felony Arrests-251.0
 - Misdemeanor Arrests-403.7
 - Felons Sentenced-31.3
 - Misdemeanors Sentenced-47.3
 - Held for other Jurisdictions-50.7
 - Percent Conditionally Released-39.6%
- Current Population Statistics-April 30, 2018
 - 622 inmates were in custody
 - Average bookings per inmate-10.98
 - Average FTA per inmate-3.72
 - Average FTC per inmate-3.4
 - 25% had a history of state incarcerations

B. Booking & Lodging Totals

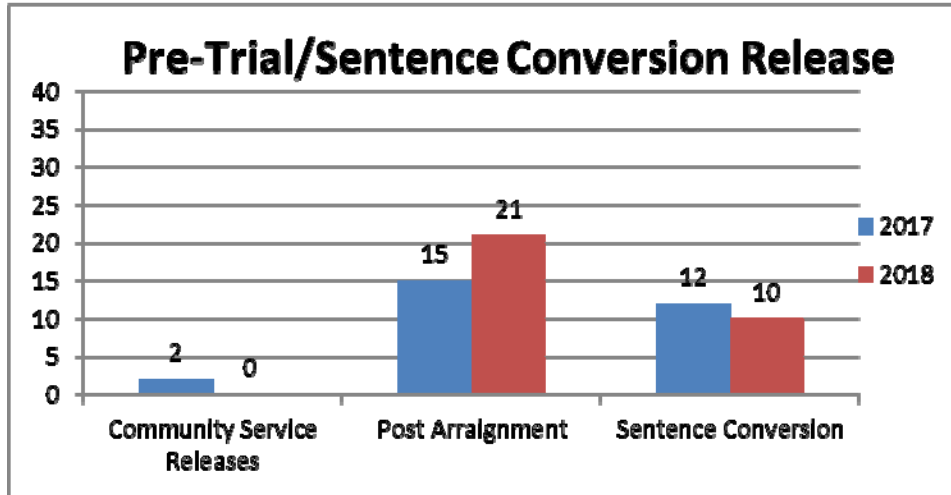


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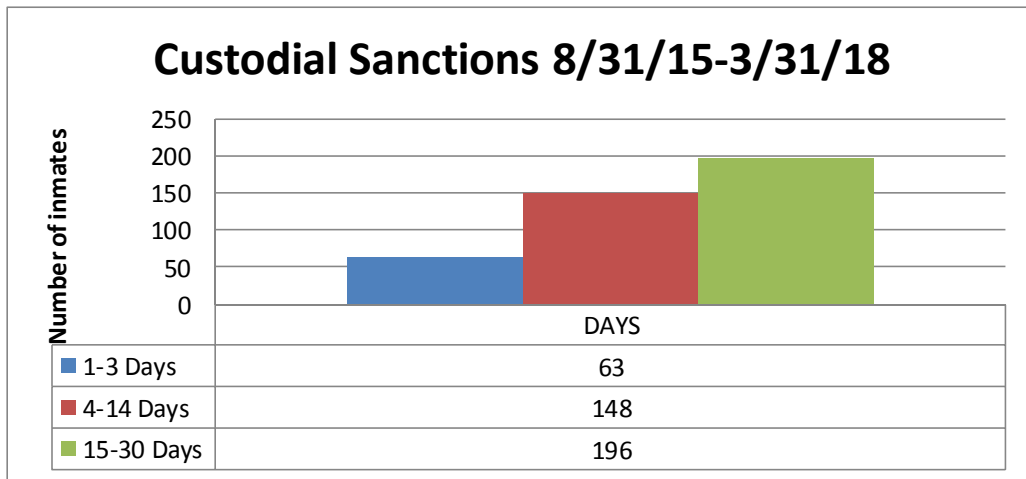
- Average bookings were up 2.1% compared to same time period last year.
- Average lodgings were up 3.6% compared to same time period last year.

C. Pre-Trial/Sentence Conversion Release



D. Custodial Sanctions/County Reinvestment Act

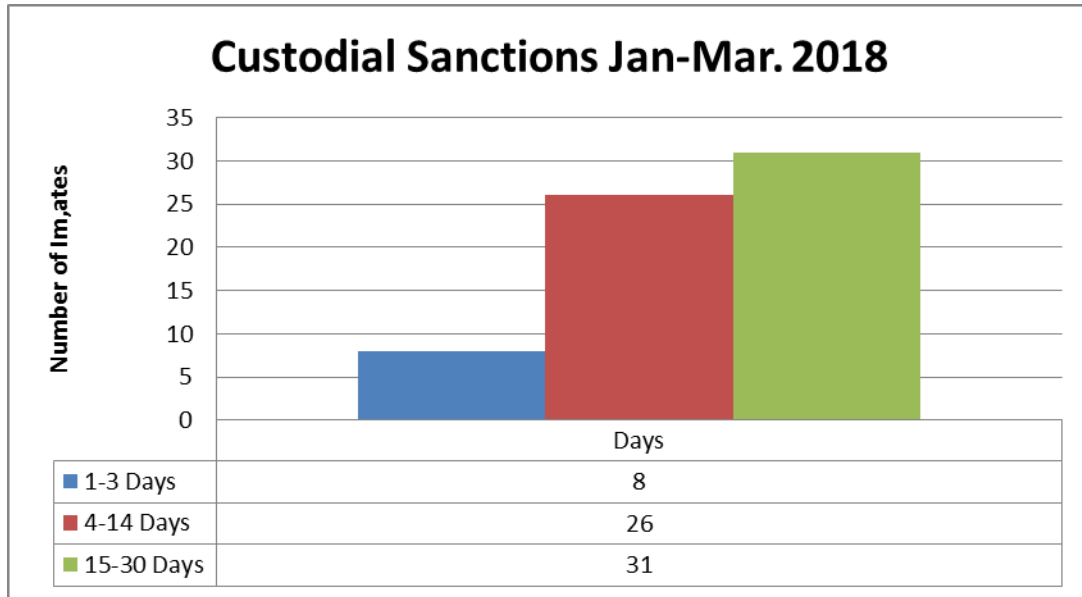
- Lancaster County Department of Corrections tracked offenders who were incarcerated for “Custodial Sanctions.” During the time period, 8/31/15 to 3/31/18, there have been 407 custodial sanctions. These offenders served a total of 6,707 days.



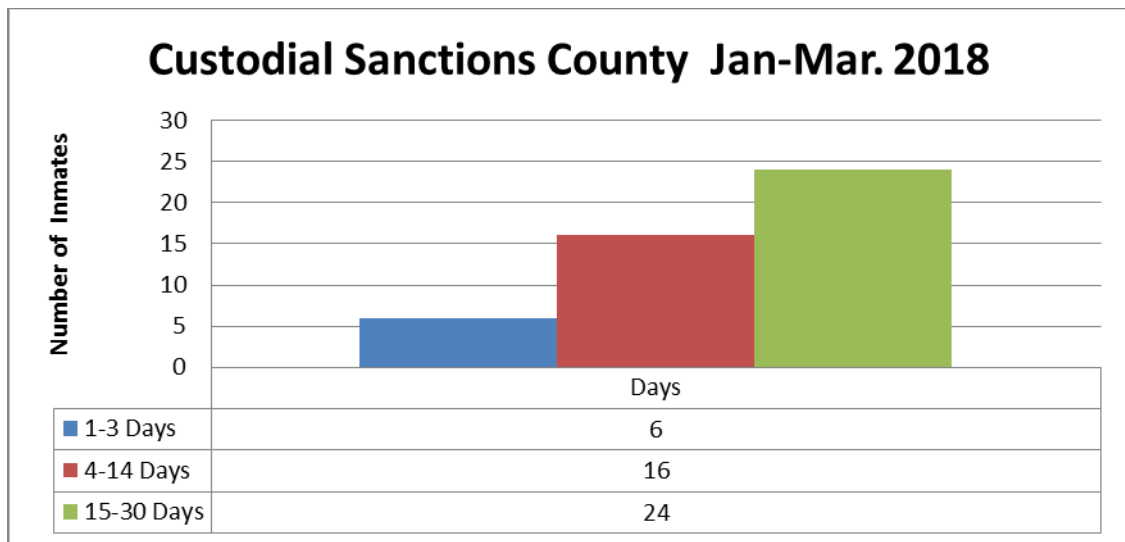
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- 55 individuals will serve 65 custodial sanctions this quarter for a total of 1,144 days (20.8 average days per individual)



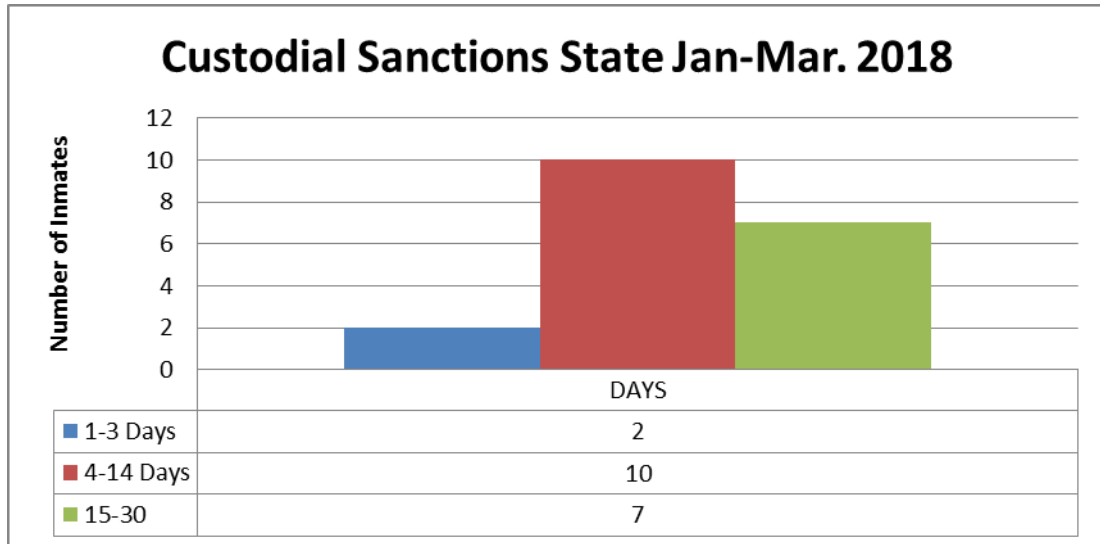
- 40 individuals will serve 46 county custodial sanctions this quarter for a total of 769 days (19.2 average days per individual)



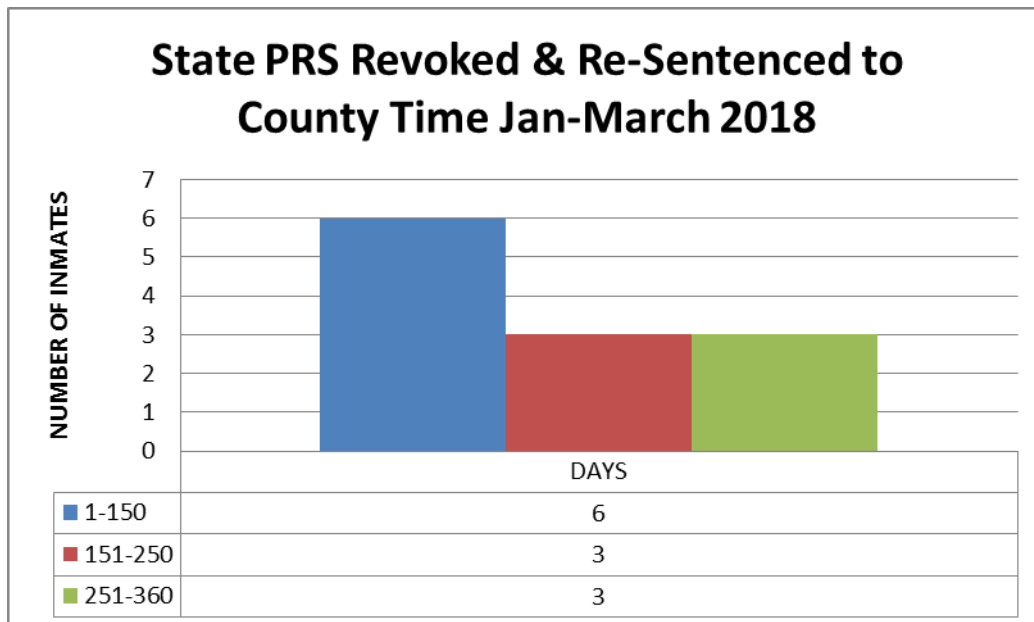
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- There were 15 individuals serving 19 State Custodial Sanctions this quarter, totaling 375 days served. (25 days average)

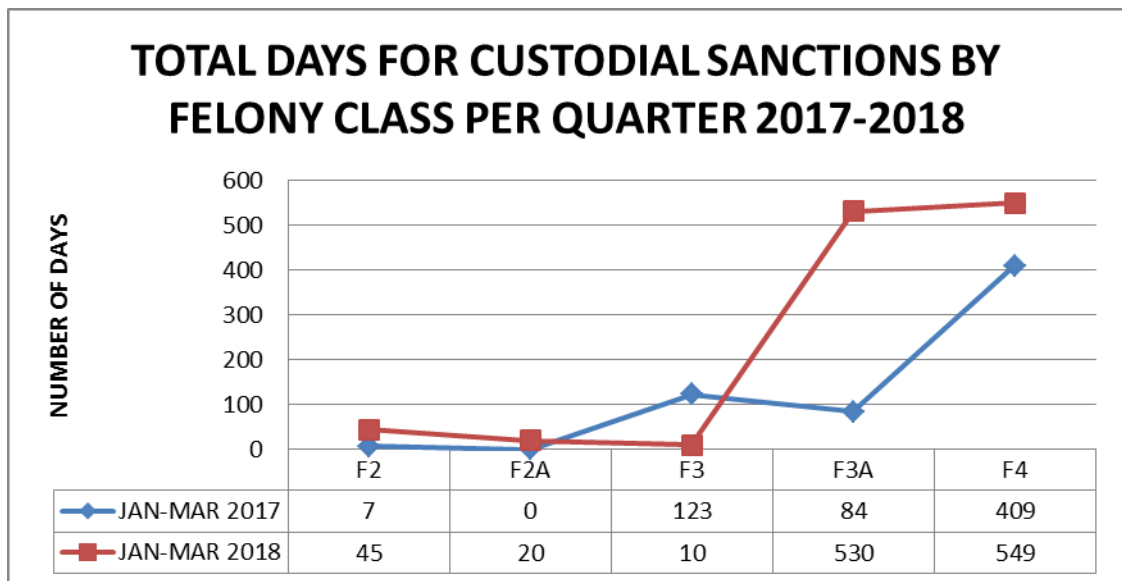
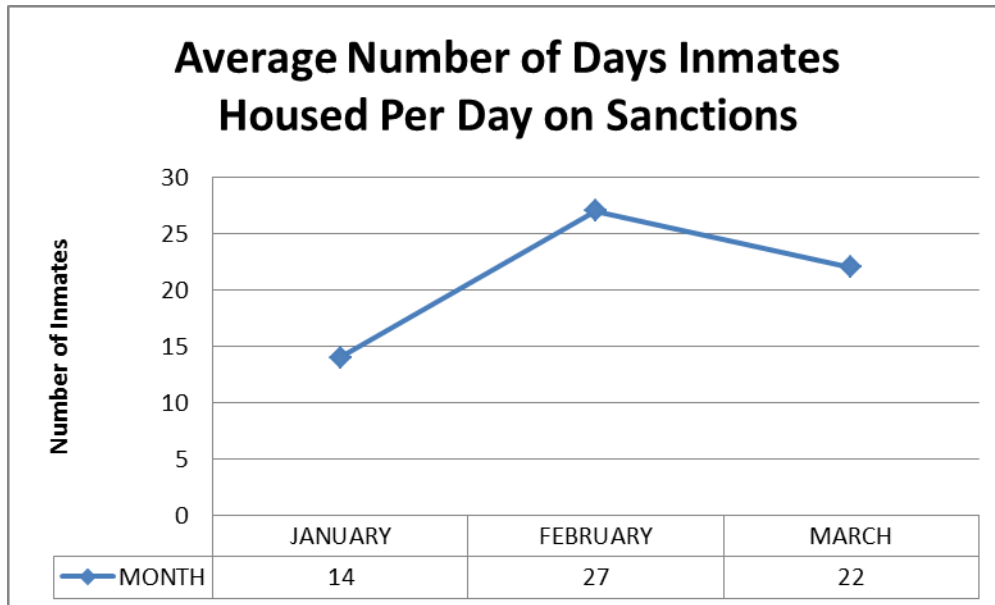


- Lancaster County Department of Corrections tracked offenders who were incarcerated for violating State Post Release Supervision. These 12 inmates had their State Post Release Supervision revoked and were re-sentenced to county time. The 12 sentences totaled 1,935 days or 161.25 days per individual.



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E. Regional Center Waiting Periods

➤ **Currently Housed at LRC**

Date Ordered	Date Transferred	Days Waiting
12/2/2015	1/5/2016	33
4/4/2017	6/27/2017	84
6/15/2017	9/14/2017	91
6/29/2017	7/20/2017	21
7/14/2017	9/25/2017	73
7/27/2017	10/12/2017	77
8/7/2017	10/17/2017	71
10/2/2017	3/5/2018	154
10/4/2017	1/22/2018	68
11/28/2017	3/6/2018	98
11/29/2017	2/27/2018	91
11/29/2017	3/5/2018	95
12/6/2017	3/13/2018	97
12/15/2017	3/20/2018	95
12/19/2017	1/29/2018	41
1/10/2018	3/6/2018	55
2/12/2018	3/19/2018	35
3/1/2018	4/3/2018	33
	Total Days	1312
	Avg. Days	72.88

- Last quarter average days-61.45
- Total days last quarter-676

➤ **Currently Waiting for a Bed at LRC**

DATE ORDERED TO LRC	END OF QUARTER	DAYS WAITING
2/2/2018	3/31/2018	91
1/31/2018	3/31/2018	34
2/15/2018	3/31/2018	33
3/16/2018	3/31/2018	33
3/14/2018	3/31/2018	26
3/30/2018	3/31/2018	17
	TOTAL	234
	AVG. DAYS	39

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- Last quarter average days-35.28
- Total days last quarter-247

F. Community Hospital Posts

January – March (Q1) 2018 Days with Community Hospital Posts

Blue = 1 Hospital Post Green = 2 Hospital Posts Red = 3 Hospital Posts

2017	Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
JAN		1	2	3	4	5	6
	7	8	9	10	11	12	13
	14	15	16	17	18	19	20
	21	22	23	24	25	26	27
FEB	28 A	29 A	30 A	31 A	1 A	2 A B	3 A
	4	5	6	7 C D	8 C D	9 C D	10 C D
	11 C D	12 C D	13 C D	14 C D	15 D	16 D	17 D
	18 D	19 D	20 D	21 D	22 D E	23 D E	24 D E
	25 D E	26 D E	27 D E	28 D E	1 D E F	2 D E F	3 D E F
	4 D E F	5 D F	6 D F	7 D F	8 D F	9 D	10 D
MAR	11 D	12 D	13 D	14 D	15 D	16 D	17 D
	18 D	19 D	20 D	21 D	22 D	23 D	24 D
	25 D	26 D	27 D	28	29	30	31

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G. Felonies Sentenced to Lancaster County

- Felony 3A
 - 13 inmates @ 2,665 days (205 average days)
- Felony 4
 - 25 inmates @ 5,730 days (229.2 average days)
- ✓ **Total of 38 inmates will serve 8,395 days (220.92 average days)**

H. Drug Court Remand

- 25 drug court participants will serve 37 remands during this quarter totaling 1,274 days (50.96 average days per individual)

I. Violation of House Arrest

- 6 offenders served 667 days (111.16 average days)

J. Fiscal Year 2018 Statistics Report

	2017					2018					AVERAGE TO DATE	TOTAL TO DATE
	JUL	AUG	SEP	OCT	NOV	DEC	JAN	FEB	MAR			
Average Daily Population @ADF	645.5	638.9	623.1	639.7	620.7	563.3	555.6	579.1	584.2	605.6	N/A	
High for Month	675	664	653	680	642	580	585	617	614	634.4	N/A	
Low for Month	617	612	594	610	589	553	530	551	568	580.4	N/A	
Total Number of Bookings	859	857	797	847	750	692	797	781	782	795.8	7,162	
Felony Arrests	264	250	268	241	238	238	251	263	239	250.2	2,252	
Misdemeanor Arrests	456	453	405	461	388	355	403	393	415	414.3	3,729	
Felons Sentenced	28	27	26	43	33	14	34	26	34	29.4	265	
Misdemeanants Sentenced	43	57	47	41	38	27	56	45	41	43.9	395	
Held for Other Jurisdictions	66	71	50	62	52	53	49	50	53	56.2	506	
Total Conditionally Released	332	334	313	357	277	269	325	301	309	313.0	2,817	
Percent Conditionally Released	38.65%	38.97%	39.27%	42.15%	36.93%	38.87%	40.78%	38.54%	39.51%	39.3%		
Pre-Arrestment Releases	126	135	118	113	92	77	111	99	111	109.1	982	
Court Disposition Releases	206	199	195	244	185	192	214	202	198	203.9	1,835	
Total of Individuals Lodged	527	523	484	490	473	423	472	480	473	482.8	4,345	
MEDICAL/MENTAL HEALTH SERVICES												
Referred to Jail Physician	154	219	217	238	179	164	215	187	231	200	1,804	
Referred to Mental Health/LRC	1	1	0	0	3	0	2	1	1	1	9	
Transferred to Emergency Room	11	3	6	5	5	6	11	9	6	7	62	

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III. Programming (January-March, 2018)

- Religious (562 Meetings)
 - Bible Study- 161
 - Church Service- 182
 - Discipleship Mentoring- 121
 - 1:1 Religious Counseling - 98
- Substance Abuse Education & 12 Step Programs (102 Meetings)
 - The Bridge Behavioral Health Substance Abuse Education for Men- 20
 - St. Monica's Substance Abuse Education for Women- 10
 - AA Meetings- 50
 - NA Meetings- 22
- Educational Programs (175 classes)
 - GED Classes- 81
 - TABE Classes-13
 - Lincoln Literacy- 12
 - Christian Heritage Parenting- 21
 - Christian Heritage Within My Reach (Domestic Relationships Ed)- 21
 - Released & Restored Job/Life Skills- 16
 - Moral Reconciliation Therapy (M.R.T.) - 11
- Transition Planning (104 inmate contacts)
 - V.A. Outreach-97
 - Center Pointe Dual Diagnosis Homeless Outreach- 7
- Work/Court Ordered Release Averages per Month
 - January
 - 6- County Court
 - 17- District Court
 - February
 - 8- County Court
 - 20- District Court

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- March
 - 9- County Court
 - 21- District Court
- Other
 - Turning Pages Book Club for Women- 4 classes in February
 - GED Practice/Subject Tests-50
 - January-2 men earned their GED.
 - February- 2 men earned their GED.
 - March-1 man earned their GED.
 - Income Tax Preparation
 - Total of 8 men used this service in February & March.
 - Colors Class (Facilitated by Probation)
 - On 2/23/18, 27 men and 3 women attended this class.

IV. Transportation (January-March, 2018)

- Court Appearances
 - County Court
 - 1,914 Video Appearances
 - 654 Physical Appearances
 - District Court
 - 184 Video Appearances
 - 569 Physical Appearances
- Off-Site Transports
 - State Department of Corrections
 - 66 to Diagnostic and Evaluation
 - 15 to Nebraska Center for Women (York)
 - Medical
 - 33 to Hospital
 - 40 to Clinical Appointments
 - Mental Health

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- 24 to Lincoln Regional Center
- 3 to Crisis Center

V. Work Crews (January-March, 2018)

- Lancaster County Event Center
 - A crew of six inmates were utilized 212 times at the Event Center, cleaning horse stalls, completing odd jobs and setting up for various events.
- Adult Detention Facility (ADF) or Yard Crews
 - Crews of three inmates worked 41 times around the facility maintaining grounds.
 - Trimming grass, mowing small areas, pulling weeds, pruning bushes, picking up trash, cleaning the warehouse and showers along with other miscellaneous jobs in non-detention areas of the jail.

VI. Training (January-March, 2018)

- Initial Orientation
 - 8 new correctional officers (80 hours)
 - 12 CCS medical/nursing staff (38 hours)
 - 2 CBM kitchen staff (35 hours)
- In-Service Training
 - 39 CBM, CCS & Keefe employees attended the Direct Supervision/Assertiveness Class (2.5 hours)
 - 2 staff members completed the NCIC recertification test (1 hour)
 - 269 employees completed the CJIS online class (2 hours)
 - 10 officers completed the academy (80 hours)
 - 6 staff attended a crisis intervention class (14 hours)
 - 6 employees attended a diversity class (2 hours)
 - 8 officers completed the "On The Job" training program (80 hours)
 - 8 officers completed the field training program (32 hours)

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- 273 staff members read policies and completed a test over sexual misconduct (1 hour)
 - 6 probationary staff completed training within our department (6 hours)
 - 9 Civilians attended Citizens Academy utilizing 4 staff members (3 hours)
- Other Training
- 4 staff members went to Grand Island to be re-certified as “Use of Force” instructors (4 hours)

**MINUTES
BOARD OF CORRECTIONS MEETING
COUNTY-CITY BUILDING
ROOM 113 - BILL LUXFORD STUDIO
THURSDAY, MAY 10, 2018
8:30 A.M.**

Board Members Present: Deb Schorr, Chair
Bill Avery, Vice Chair
Todd Wiltgen
Roma Amundson

Board Members Absent: Jennifer Brinkman

Others Present: Brad Johnson, Interim Corrections Director
Ken Prey, Jail Administrator
Rick Gray, Jail Administrator
Jeff Curry, Chief Probation Officer, Adult
Probation
Ann Ames, Deputy Chief Administrative Officer
Ann Taylor, County Clerk's Office

The Chair called the meeting to order at 8:31 a.m.

Brad Johnson, Corrections Director, introduced Ken Prey and Rick Gray, Jail Administrators.

AGENDA ITEM

1. APPROVAL OF THE MINUTES OF THE FEBRUARY 8, 2018 MEETING

MOTION: Wiltgen moved and Amundson seconded approval of the minutes of the February 8, 2018 meeting. Amundson, Wiltgen and Schorr voted yes. Avery and Brinkman were absent. Motion carried 3-0.

Avery arrived at the meeting at 8:32 a.m.

2. POPULATION STATISTICS & CHARTS

Brad Johnson, Corrections Director, discussed the following population statistics and charts (see agenda packet):

A. Average Daily Population (ADP) Comparison

The average daily population (ADP) was 573.0 for this period compared to 614.6 for the same period in 2017 (6.8% decrease). The ADP represents 92% of the operational

capacity of 665 beds. Other population figures are as follows: Felony arrests (251.0); Misdemeanor arrests (403.7); Felons sentenced (31.3); Misdemeanors sentenced (47.3); Held for other jurisdictions (50.7); and Percent conditionally released (39.6%).

Johnson noted a 0.8% increase in ADP from January-March 2017 and a 5.0% for the same period in 2018. He said although the 2018 ADP is below the 2017 number, it is increasing at a faster rate in 2018. Johnson disseminated a graph showing ADP for Fiscal Years (FYs) 2002, 2016, 2017 and FY 2018 through April (Exhibit A). **NOTE:** Johnson attributed the spike in October of FY 2018 to a large warrant sweep.

Johnson also shared current population statistics as of April 30, 2018:

- 622 inmates in custody
- Average prior booking count per inmate – 10.98
- Average failure to appear (FTA) per inmate – 3.72
- Average failure to comply (FTC) per inmate – 3.4
- 25% of inmates had a history of state incarcerations

B. Booking and Lodging Totals

Average bookings were up 2.1% and average lodgings were up 3.6% compared to the same period last year.

C. Pre-Trial and Sentence Conversion Release

See graph in agenda packet.

D. Custodial Sanctions/County Reinvestment Act

NOTE: Legislative Bill (LB) 605, which went into effect on August 31, 2015, changed the classification of penalties, punishments, probation and parole provisions, and provisions relating to criminal records and restitution. Custodial sanctions involve offenders who were sentenced to county time. Upon their release they are placed on supervision and if they re-offend or don't meet the terms of supervision during that period, Probation can sanction them and they are sent to the county jail.

Johnson said there have been 407 custodial sanctions for the period of August 31, 2015 to March 31, 2018 and those offenders served a total of 6,707 days. He said 55 individuals will serve 65 custodial sanctions this quarter for a total of 1,144 days (20.8 average days per individual).

Wiltgen expressed concern there could be an expansion of LB605 to release more offenders. Johnson referenced LB841 (Change provisions relating to parole administration and correctional services) and said there has been a lot of pressure on the Governor to declare an emergency so individuals can be paroled faster. He said if

that happens, these numbers will spike as well. Jeff Curry, Chief Probation Officer, Adult Probation, said parolees receiving an emergency release would be placed under the supervision of Parole, rather than Probation. He said Parole contracts with different jails. If they re-offend, there would be a new law charge and they would fall under the provisions of LB605.

In addition, 40 individuals served 46 County custodial sanctions this quarter for a total of 769 days (19.02 average days per individual) and 15 individuals served 19 State custodial sanctions this quarter for a total of 375 days (25 days average).

Johnson said Corrections is also tracking the number of offenders who are incarcerated for violating State post-release supervision. **NOTE:** Prior to LB605, these offenders would have been supervised by Parole and would have been returned to prison for violating parole. Now they are supervised by Probation and are sent to the county jail if they violate terms of supervision. He said 12 offenders had their State post-release supervision revoked and were re-sentenced to county time during the period of January to March 2018 for a total of 1,935 days (161.25 average days per individual).

See graphs in the agenda packet for the average number of inmates housed per day on sanctions and total days for custodial sanctions by felony class per quarter.

- E. Regional Center Waiting Periods
- F. Community Hospital Posts
- G. Felonies Sentenced to Lancaster County
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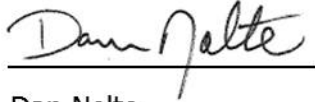
See agenda packet for information relating to Items E-J.

- 3. PROGRAMMING**
- 4. TRANSPORTATION**
- 5. WORK CREWS**
- 6. TRAINING**

See agenda packet for information relating to Agenda Items 3-6.

7. ADJOURNMENT

MOTION: Amundson moved and Wiltgen seconded to adjourn the meeting at 9:02 a.m. Wiltgen, Amundson, Avery and Schorr voted yes. Brinkman was absent. Motion carried 3-0.



Dan Nolte
Lancaster County Clerk



