

**RICHLAND COUNTY LAW ENFORCEMENT AND JUDICIARY COMMITTEE
MEETING
Friday, December 13, 2013**

The Richland County Board of Supervisors Law Enforcement and Judiciary Committee met on Friday, December 13, 2013 at 8:30am in the County Board Room of the Richland County Court House in Richland Center, Wisconsin.

Committee members present at the meeting were: Committee Chair Gaylord Deets and Committee members Fred Clary, Paul Kinney, Richard Rasmussen and Don Seep. Present from the Richland County Sheriff's Department were Sheriff Darrell Berglin and Chief Deputy Tom Hougan for the entire meeting and Sgt. Rita McCarthy for a portion of the meeting. Also present for the meeting or a portion of the meeting were Richland County Clerk of Court Stacy Kleist, Richland County Clerk Victor Vlasak, Richland County Health and Human Services Director Randy Jacquet, County Nurse Mary Ann Stanek and County Board members Bob Bellman and Lewis Van Vliet. State of Wisconsin Jail Inspector Nathan White and Joe Boeh of Advanced Correctional Healthcare were also in attendance for agenda item #10.

Agenda Item #1: Call to Order: Committee Chair Gaylord Deets called the meeting to order.

Agenda Item #2: Read and Approve Notice of Posting for December 13, 2013 LEJC Meeting: Committee chair Deets confirmed with Sheriff Berglin that the meeting was properly posted. Upon receiving confirmation, motion by Don Seep to approve the notice of posting. 2nd to this motion by Richard Rasmussen. Motion passed.

Agenda Item #3: Read and Approve the Agenda for December 13, 2013 Meeting: Motion by Fred Clary to approve the agenda with 13 agenda items listed. 2nd to this motion by Don Seep. Motion passed. At this point Fred Clary speaks with Bob Bellman and Lewis Van Vliet and the county's board's Finance/Personnel Committee establishes their meeting to occur during LEJC Meeting.

Agenda Item #4: Read and Approve Minutes of the November 8, 2013 LEJC Meeting: Discussion that the last word on page 1 of minutes should be changed to "maintain" instead of "mandated." Motion by Richard Rasmussen that the minutes be accepted with this one word change. 2nd to the motion by Don Seep. Motion passed, minutes accepted.

Agenda Item #10: Inmate Jail Healthcare Program: Sheriff Berglin advised that he sees issues in the jail regarding healthcare. Berglin introduces

state jail inspector Nathan White and Joe Boeh of Advanced Correctional Healthcare. Don Seep asks about procedures for joint committee meetings of the county board. Sheriff Berglin said he invited the Finance/Personnel Committee members to attend to hear the presentation by Boeh. Discussion. After discussion, Joe Boeh appeared before the committee to discuss what the company he represents, Advanced Correctional Healthcare, provides to various county jails in Wisconsin, the Midwest and across the nation. Boeh said the company he represents has been in business of managing and conducting medical and mental health services since 2012. He stressed that jail medical and mental health is different and that the difference normally comes down to what medical and mental health care is needed-not what the inmate wants. Boeh said that his company provides a 24/7 on call system and specific times when a physician and nurses are at the jail. When questioned by committee members Boeh said that the physician is hired by the company and the nurses are "regional" nurses not locally employed nurses. Boeh said that his company could work with local county nurses if that is what the county wants or arranges with his company. Boeh said that his company is flexible and that he has a document to hand out that includes proposals with 3 options listed. He handed out the document. Boeh continued his presentation saying that correctional health care is always a challenge and that for county jails the goal is to provide required health care at the facility thereby reducing "off-site" doctor visits and hospital stays saving the county taxpayers money. Boeh said another advantage to their program is that when their physician does come to the jail he does not leave until his/her work is done. There is no limit on the number of inmates a doctor will see when they arrive. Sheriff Berglin said that currently the doctor who comes to the jail can only see a specific limited number of inmates depending on how much time he has. Boeh went over the 3 options on the document he handed out. Boeh said that ACH "takes over the legal baton from the county" and the goal is to "manage the needs of the inmate." In further discussions Boeh stressed that training and the ability to purchase and manage medications that are purchased at a 6-12% reduction also saves money for ACH and the county. Boeh went on to state that ACH is one of the fastest growing inmate healthcare companies in the nation. Don Seep asked about the owner of the company. Boeh said that a Doctor Johnson owns the company and he limits his work to inmate healthcare. When asked, Boeh said that the regional manager currently lives in Minnesota. Sheriff Berglin said that Iowa County is currently working with ACH to provide inmate healthcare. Berglin said that they wish to change their private provider of healthcare as they were not happy with the contracted company they had been using these last few years.

In further discussion Boeh said that ACH includes with their contract a million dollar risk management coverage clause per case with a 3 million annual coverage clause. Discussion regarding what is considered an aggregate coverage. Boeh then advised the committee that Iowa County is looking at 24/7 consulting with 10 hours per week of nurse coverage and using the same

doctor for all visits. Discussion that pharmaceutical purchases are normally local with a negotiated price with local pharmacy. Boeh said Iowa County is looking at paying for 2 hours every other week but the county decides how much and the level of services it wishes to contract for. Bob Bellman asked if the cost for this service was in the budget. Sheriff Berglin said that some of it is and was in his budget proposal however he was advised to cut the budget at the end of budget negotiations. Sheriff Berglin summarized for the committee the current jail healthcare program involving the volunteer doctor and the county nurse's visits and the limitations of the current program, mainly the volunteer doctor not being able to arrive due to workload and when he does arrive seeing only 2/3 inmates when many more are requesting his services. Berglin also said that psychological services are lacking in the jail because DHHS is limited to emergency situations only due to staffing issues. Bob Bellman asked if these services being talked about have been bid out locally. Berglin said that nothing has been bid out these discussions or only preliminary. Gaylord Deets asked if contracting this service would save employee hours or work in the jail. Fred Clary said no, we still pay the jail staff and it wouldn't save jailer time..

Wisconsin State Jail Inspector Nathan White then spoke to the committee. White said he had been coming to the Richland County Jail for about 8 years now and he has been impressed with the work the jail staff does however despite this fine work he sees lots of liability regarding healthcare and mental health issues. White said that the standard the county must meet is "best correctional health care practices" and the mental health care needs cannot be underestimated. The current system of having the county nurses in the jail is fine but without a doctor to back them up or take the time needed to be in the jail the current system is not working. White said that he cannot endorse any specific proposal of any company but that he certainly can assist the county in obtaining the correctional healthcare that is needed to meet the best practices standard. He said he does also inspect Iowa County so he is familiar with contracting out medical and mental health care services in a county jail. After Nathan White's presentation concluded, Sheriff Berglin asked the committee how they wished to proceed?

Fred Clary said that the county board budgeted \$44,000 in 2013 for care of inmates. He said so far \$45,000 has been spent. So this isn't a case of not addressing the issue. Clary said that he shares the Sheriff's concern with the current situation including the proposal by ACH of an LPN as opposed to an RN and the lack of mental health care services currently available due to DHHS staffing issues and the proposal by ACH to provide 2 hours every other week per contract. Sgt. Rita McCarthy spoke up and said the 2 hours every other week would not be adequate given the level of mental health issues inmates have.

After discussion, Fred Clary said the committee needs answers to this issue and the issue is not going to go away. He said he needs to know what DHHS can provide and what part can other local services play in providing this service. Another question involves whether jail services need to be bid out and who has authority to choose the vendor. A corporation counsel opinion may be needed. Clary proposed in a motion that the LEJC committee postpone decisions and ask that this issue be placed on the January LEJC agenda for further discussion. 2nd to this motion by Don Seep. Motion passed.

Agenda Item #5: Clerk of Court Updates: Richland County Clerk of Court Stacy Kleist handed out a written report titled November 2013. Kleist reviewed the report with the committee. Highlights included a discussion about expenditures to date, retirement payouts in 2013 and budget line item #5215 Chapter 980 psychological exams paid for by the county.

Agenda Item #6: District Attorney Update: District Attorney Jennifer Harper not in attendance, no report.

Agenda Item #7: Coroner Update: Coroner not present, no report.

Agenda Item #12: Authorize to Bid 2 Squad Cars Out of the 2014 Budget: Sheriff Berglin requested that the committee give him the authorization to solicit bids for 2014 model police patrol vehicles. Committee discussion regarding what the type of patrolling squad car to bid. During discussion Sheriff Berglin said he strongly recommends that the county bid out the 4 wheel drive Ford Utility because it is in the best interest of the county that this type of vehicle be used on patrol. More discussion. After discussion, motion by Don Seep to allow the sheriff to solicit bids for the Ford Utility vehicle. 2nd to this motion by Paul Kinney. Motion passed.

Agenda Item #11: Change Sheriff Ordinance 89-7 to add 1 additional jailer position. a.) Committee recommendation to Finance/Personnel Committee to pay for position: Sheriff Berglin presented proposal to add 1 jailer to the department roster to help with jail work load and better meet requirements of jail staffing agreement the county made with the state jail inspector in order to double-bunk. Committee discussion regarding the various work shifts and scheduling of jailer/dispatchers. Discussion of Task Force. During discussion, Fred Clary said that he feels the county should now look at the Task Force issue and determine if this position still meets the needs of the county. Sheriff Berglin said that his original intent was to start the new jailer position in July if he had the money but then he was asked to cut \$20,000 from the budget so he was thinking of starting the person in the fall of 2014 when there was money to pay for the position. More discussion. State Jail

Inspector Nathan White said he felt there was an urgency to fill the position due to safety and security concerns. White said that he felt the current staff is doing an exceptional job but that the current one dispatcher/one jailer staffing level is no longer acceptable when there is a legal obligation to have one sex of each member working jail duties. The county had agreed to have three on duty on days and evenings and then the 2 on midnights but that staffing level is now not being accomplished due to various reasons. Sheriff Berglin advised the committee that if a jailer is added, that jailer should be a male. After discussion, motion by Don Seep that the committee recommends to change the ordinance to 7 males and 6 female jailer/dispatchers and refer the matter back to the Finance/Personnel Committee. 2nd to this motion by Fred Clary. Motion passed.

Agenda Item 8: Approve monthly invoices and other Sheriff's Department Reports: Sheriff Berglin presented his monthly reports which included the blue colored monthly report, the jail population report and a listing of the monthly bills. Review of these reports. When bills were reviewed there were questions on bill #9 from Fillback Ford for \$3,020.96. It appeared that some of the squad car repair could be under warranty as it appeared a newer Ford Utility vehicle was being repaired. Sheriff Berglin said he would look into the billing and get back to committee members on details of the repair. After review, motion by Paul Kinney to pay the bills and 2nd to the motion by Don Seep. Motion carried.

Agenda Item #9: Mapping/Radio Updates: Chief Deputy Hougan said that MABAS training was held at the Richland Center Fire Department Wednesday. Sheriff Berglin, Sgt. McCarthy and two jailer/dispatchers attended the training. The sheriff's dispatch center is working with the fire departments to ensure that there is a smooth transition to when MABAS is initiated. Hougan felt that a fall 2014 implementation date is in the ball park if the various entities continue moving forward. Hougan said he will have a better feel for that on January 27, 2014 when he attends the next county mutual aid meeting.

Agenda Item #13: Adjourn; Motion by Fred Clary to adjourn until the regular LEJC meeting on Friday, January 10, 2014 at 8:30am. Second to this motion by Don Seep. Motion passed, meeting adjourned.

Minutes Respectfully Submitted by,
Chief Deputy Tom Hougan