

**THIRD JUDICIAL DISTRICT COURT
COUNTY OF DONA ANA
STATE OF NEW MEXICO**

**D-307-CV-2019-01611
(Miscellaneous)**

IN THE MATTER OF: THE CRIMINAL JUSTICE COORDINATING COUNCIL

**AGENDA
THIRD JUDICIAL DISTRICT
CRIMINAL JUSTICE COORDINATING COUNCIL**

**AUGUST 19, 2020
NOON TO 1:00 P.M.**

Chair: Judge Joel Cano, Doña Ana County Magistrate Court
Chief Judge Manuel I. Arrieta, Third Judicial District Court

Called to order: 12:03 pm

AGENDA:

Roll Call

Agency	Member
<i>Third Judicial District Court</i>	Judge Arrieta, Stacey Madson, Samantha Woodward, Lindsey Saiz
<i>Dona Ana Magistrate Court</i>	Bernice Ramos
<i>Anthony Municipal Court</i>	Antonio Cervantes
<i>Hatch Municipal Court</i>	Absent
<i>Las Cruces Municipal Court</i>	Judge Goldbaum, Melissa Caldwell
<i>Town of Mesilla Municipal Court</i>	Andrea Carbajal
<i>Sunland Park Municipal Court</i>	Maria Rubio
<i>Third Judicial District Attorney's Office</i>	Daniel Sewell, Brian Gelecki
<i>Law Office of Public Defender</i>	Kris Knutson
<i>Dona Ana Sheriff's Department</i>	Captain John Day, Lieutenant Ramos, Sheriff Stewart
<i>Las Cruces Police Department</i>	Deputy Chief Paul Brock
<i>New Mexico State Police Department</i>	Absent
<i>New Mexico State University Police Dept</i>	Andrew Bowen
<i>Sunland Park Police Department</i>	Absent
<i>Anthony Police Department</i>	Chief Ordonez
<i>Mesilla Marshall's</i>	Absent
<i>Hatch Police Department</i>	Judge Rice
<i>Dona Ana County Codes Enforcement</i>	Absent
<i>Dona Ana County Detention Center</i>	Captain Bryan Baker

<i>Dona Ana County Defense Bar</i>	Michael Stout
<i>Mesilla Valley Regional Dispatch</i>	Robert Milks
<i>CYFD</i>	Richard Johnson
<i>City of Las Cruces</i>	Absent
<i>Dona Ana County Compliance</i>	Chelo Guerrero
<i>Memorial Medical Center</i>	Tenika Sosa-Gonzales
<i>Community Service Corps</i>	Joel Diemer
<i>La Casa</i>	Pat Acosta
<i>Department of Finance & Administration</i>	Jame Krueger
<i>Adult Probation and Parole</i>	

1. Approval of July minutes

- a. Michael Stout motioned to approve July minutes
- b. Stacey Madsen seconds
 - i. July Minutes approved at 12:10 pm

2. Discussion on Ways to Improve CJCC Utility and Functioning

- a. **Judge Arrieta:** the CJCC is not functioning the way that it is supposed to and is too caught up with formal procedures and not able to actually accomplish anything; some members feel like they're being left out
 - i. There is a difference between a council and a board of directors, and CJCC seems to be acting more like a board of directors
 - ii. The CJCC doesn't need to go through as much procedure, and should instead be able to devote some of the meeting time to a roundtable discussion with the justice partners to discuss issues and problems that the different agencies are experiencing.
 - iii. A potential suggested format for the meetings would be ½ hour for a roundtable discussion of issues, and ½ hour for the procedural issues.
- b. **Judge Rice:** suggests that we extend the CJCC meetings by ½ hour
- c. **Michael Stout:** agrees that nothing is getting accomplished, but we haven't complied with the statutes; the rules should not be an impediment to the goals of CJCC and they still need to be followed
- d. **Judge Arrieta:** will put something together and circulate it; might need to change bylaws to reflect the ability to hold a roundtable discussion regularly
 - i. The roll call needs to be maintained for the entire group, not just voting members, so that general members of the group don't feel sidelined
- e. **Sheriff Stewart:** sees a number of issues that are going to come before the legislature in the next six months that will affect law enforcement and the criminal justice system; CJCC could be really beneficial, but she is unsure of the mission of CJCC at this point
- f. **Michael Stout:**
 - i. Motion – anybody that is interested in becoming a voting member needs to notify Judge Arrieta by September 1. Judge Arrieta will make a decision by September 5 and announce it to the group.
 - ii. Samantha Woodward seconds the Motion
 - iii. Motion approved at 12:42 pm

3. District Attorney's Office Current Practice of Submitting Evidence before Preliminary Hearings

- a. **Kristofer Knutson:** issue brought to his attention by Mario Carreon; defense counsel hasn't been getting discovery in a timely manner and potentially violating

Rule 5-203.B. The District Attorney's office needs to promptly provide discovery to defense counsel to avoid violating due process.

- b. ***Daniel Sewell***: asserts that is inappropriate to raise this issue at the CJCC meetings and it should instead be handled by the judge conducting the preliminary hearing; the telephonic hearings are making it difficult for exhibit/discovery purposes
 - i. The District Attorney's position is to resume Grand Jury hearings as soon as possible.

Michael Stout: suggests video CJCC meetings; might resolve some of the issues

Judge Arrieta: reminds everybody to send Samantha their COVID procedural information

Adjourned at 1:00 pm

Next Meeting: September 16, 2020