

**THIRD JUDICIAL DISTRICT COURT
COUNTY OF DOÑA 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**

**MARCH 17, 2021
NOON TO 1:00 P.M.**

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

Via Google Meet

AGENDA:

Roll Call

Agency	Member
<i>Third Judicial District Court</i>	Stacey Madson, Samantha Woodward, Lindsey Saiz, David Borunda, Yadira Holguin, Tiffany McMinn
<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
<i>Town of Mesilla Municipal Court</i>	Absent
<i>Sunland Park Municipal Court</i>	Absent
<i>Third Judicial District Attorney's Office</i>	Gerald Byers
<i>Law Office of Public Defender</i>	Kristofer Knutson
<i>Dona Ana Sheriff's Department</i>	Sheriff Kim Stewart, John Day
<i>Las Cruces Police Department</i>	Chief Paul Brock
<i>New Mexico State Police Department</i>	Absent
<i>New Mexico State University Police Dept</i>	Commander Jeff Harvey
<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>	Absent
<i>Dona Ana County Codes Enforcement</i>	Marie Lou Ward
<i>Dona Ana County Detention Center</i>	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>	Absent
<i>Community Service Corps</i>	Mary White
<i>Behavioral Health</i>	Joel Diemer
<i>La Casa</i>	Absent
<i>Department of Finance & Administration</i>	Absent
<i>Adult Probation and Parole</i>	Absent
<i>VIVITROL/MAT</i>	Absent
<i>Aprendamos Intervention Team</i>	Absent

1. Approval of February Minutes
 - Postponed to April

2. David Borunda, CEO Third Judicial District Court [5 minutes]
 - Budget update & Court related protocols as to COVID-19
 - **COVID Protocols:**
 - The Court is still taking a conservative approach. The Court has lessened the time required for quarantine for travel to ten days. Employees and jurors must wear two masks. The public is still required to wear a mask, but does not need to double-mask.
 - **Budget:**
 - HB2 in the senate; HB117 is tied to HB2
 - SB377: supplemental monies and junior bills – sent to governor
 - HB285: capital outlay – sent to governor
 - *Grand Jury Proceedings Update*
 - **Stacey Madson:** The Court is working towards resuming Grand Jury and have developed a process/plan to send up to the Supreme Court for approval. The court intends to start with Grand Jury Orientation on March 26, and resume actual hearings on April 6 and run the Grand Jury in conjunction with Preliminary Examinations.
 - **Michael Stout:** What is the position of the District Attorney's Office and the Magistrate Court judges regarding this hybrid model of Grand Juries and Preliminary Examinations? Who is involved in the decision making process?
 - **Stacey Madson:** That's what will be discussed at the meeting today. The Public Defenders, District Attorneys, Third Judicial District Court, and Judge Duffin involved in the process.

- **Kristofer Knutson (Public Defenders):** States that this sounds like ex-parte communication between the courts and the District Attorney's Office.
- **Gerald Byers:** Opposes the way that this is proceeding. The Grand Jury rollout should rest at the sole discretion of the prosecution and there has been no ex-parte communication.
- **David Borunda:** Will be going over the logistics this afternoon; need to be respectful of everyone's limitations; magistrate court is being inundated with preliminary examinations

3. Magistrate Court [5 minutes]

- After hours calls for warrants – necessity
- **Bernice Ramos:** asked by Judge Duffin to mention this, but a lot of search warrants that can't be executed at night are being called in in the middle of the night
- **Captain John Day:** there might be a little confusion regarding daytime search warrants being executed from 6 am – 10 pm
- **Sheriff Stewart:** The officers are preparing these search warrants from 2 am onward.

Next Meeting April 21, 2021