

265 Strand Street, St. Helens, OR 97051 phone: 503.397.6272 fax: 503.366.7932 <u>www.sthelensoregon.gov</u>

July 26, 2023

ST. HELENS MUNICIPAL COURT REPORT

CASE UPDATE

Court operations continue to go well. Attached are reports showing the number of criminal and traffic cases that the city prosecutor, Sam Erskine, filed in 2022 and the first half of 2023. In 2022, the city prosecutor's office filed 273 criminal cases. From January to June of 2023, the prosecutor's office filed 103 criminal cases. Traffic criminal offenses, including DUII, Driving While Suspended, and Hit and Run, continue to be the highest volume case types submitted to the court.

In 2022, the police department submitted 639 traffic violations to the court. From January to June 2023, the police department submitted 248 traffic violations.

Also attached are revenue reports from 2022 and the first half of 2023 for both criminal and traffic violations. The revenue for the first half of the 2023 calendar year is on track with the same time period of 2022.

DUII TREATMENT UPDATE

In the last court report, I outlined hurdles that the court and the DUII treatment coordinator, Deborah Ruiz, were having with CCMH and Oregon Health Authority. To summarize, the issue is OHA's instructions to treatment providers, such as CCMH, to refrain from providing specific details to the court and ADSS about drug and alcohol treatment defendants were engaging in. For example, the court was not receiving reports about failed UAs, missed classes, etc.

A Washington County Circuit Court Judge conducted a number of hearings and ordered the OHA DUII coordinator to testify in the hearings. The judge ultimately held OHA and the individual OHA DUII coordinator in contempt of court. Thankfully, our court did not have to resort to such drastic measures! The CCMH counselors and I had a number of meaningful conversations about issues around OHA guidance and the court's need to have accurate reports in order to supervise DUII Diversions and DUII probations. The issues have been resolved and we continue to have a great working relationship.

DEFENSE ATTORNEY CONTRACTS

The defense attorneys that handle the court's indigent defense cases have requested an increase in compensation for their work. Notably, the compensation rate has not increased since it was last changed at the beginning of my tenure with the city five years ago. My recommendation is to change the pay structure to a flat rate of \$2,000 per month for two of the defense attorneys. This pay structure would be similar to the structure in Oregon City. The defense attorneys do an excellent job for their clients, and the proposed increase would be well deserved.

Similarly, the fee that the indigent clients repay to the court for the cost of the attorneys has not increased in 5 years. The fees are currently set at \$200 per case for a newly filed case and \$125 for a probation violation case. I recommend increasing these fees to \$250 and \$175, respectively. It is important to note, however, that a court must waive those attorney fees if the court cannot make a finding that the person has the ability to pay.

ANNIVERSARY

It is the fifth anniversary of working for St. Helens for Mr. Erskine and me. It has been a joy to work for the city, and I look forward to the next five years!



Municipal Court 7/20/2023 11:59:30 AM

	Jan	Feb	Mar	Apr	Мау	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
201201-033.045 CONTEMPT OF COURT				1			I	T					1
201201-162.235 Obstructing Governmental or Judicial Administration				1									1
201201-162.315 Resisting Arrest	1		1										2
201201-163.160 Assault IV	1		1										2
201201-163.190 Menacing			1										1
201201-163.190D Menacing - Domestic Violence			1										1
201201-163.195 Reckless Endangering	5	4		1	2								12
201201-164.043 Theft III			2	2									4
201201-164.045 Theft II			1	1	1								3
201201-164.135 Attempted Unauthorized Use of a Vehicle			1										1
201201-164.245 Criminal Trespass II			3			1							4
201201-164.255 Criminal Trespass I	1												1
201201-164.354 Criminal Mischief II	1		1	1									3
201201-166.025 Disorderly Conduct II			1		1	1							3
201201-166.065 Harassment	1	4	1	2	1								9
201201-166.065A Harassment - A Misdemeanor				1									1
201201-471.410N Furnishing Alcohol to a Minor or Intoxicated Person				1									1
201201-811.140 Reckless Driving	3	2	1	6	1								13
201201-811.182 DRIVING WHILE SUSPENDED - MISD	4	2	1	1		1							9
201201-811.700 Failure to Perform Duties of a Driver		1											1
201201-813.010 Driving Under the Influence of Intoxicants	9	4	2	11	4								30

Report Totals:	26	17	18	29	10	3			103



Municipal Court 7/20/2023 11:58:30 AM

	Jan	Feb	Mar	Apr	Мау	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
201201-162.145 Escape III						1		1					2
201201-162.315 Resisting Arrest	2	1		7					2	1			6
201201-163.160 Assault IV		2	1		1								4
201201-163.160A Attempted Assault IV					1								1
201201-163.160D Assault IV - Domestic Violence								1					1
201201-163.190 Menacing	1		2									1	4
201201-163.190D Menacing - Domestic Violence							2	1	1				4
201201-163.195 Reckless Endangering	5	3		2			2	2			2		16
201201-163.208 Attempted Assault on a Public Safety	1												1
201201-163.465 Public Indecency											1		1
201201-163.545 Child Neglect II	1												1
201201-164.043 Theft III	1	2	4	1		1	1		1	3	1		15
201201-164.045 Theft II	2	1	1	2						2			8
201201-164.045A Attempted Theft II	1												1
201201-164.245 Criminal Trespass II	1	2	2		1	2		2					10
201201-164.255 Criminal Trespass I	1		2			2							5
201201-164.345 Criminal Mischief III					1	1				1			3
201201-164.354 Criminal Mischief II	1	1	1	1	1					2			7
201201-164.805 Offensive Littering										1			1
201201-166.025 Disorderly Conduct II		2	2		1	1			1	1		3	11
201201-166.065 Harassment		1		3	2			2	3	2	1		14
201201-166.090 Telephonic Harassment						1							1
201201-166.240 Carrying a Concealed Weapon								1		1			2
201201-167.325 Animal Neglect II									2				2
201201-471.410N Furnishing Alcohol to a Minor or Intoxicated Person												1	1
201201-811.140 Reckless Driving	5	3	1	5	4	1	3	3	3	5	2		35
201201-811.182 DRIVING WHILE SUSPENDED - MISD	1	2	2	1	6	1	1	7	2		3		26
201201-811.540 Fleeing or Attempting to Elude						1	<u> </u>						1

City of St. Heleon

Municipal Court 7/20/2023 11:58:30 AM

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
201201-811.700 Failure to Perform Duties of a Driver	1	2		2	1					6	2		14
201201-813.010 Driving Under the Influence of Intoxicants	4	3	2	12	9	7	5	7	11	8	6	1	75

Report Totals:	28	25	20	29	28	19	14	27	26	33	18	6	273
Teport Totalo:													



Municipal Court 7/20/2023 12:00:57 PM

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
201201-471.430 Minor in Possession of Alcohol	1												1
201201-6.04.060(Aggressive Dog					1								1
201201-6.04.080 Animal Facility Licensing	1												1
201201-8.12.050(Nuisance Violation - Odor					1								1
201201-8.12.150(Keeping of Junk					1								1
201201-803.300 Fail to Register Vehicle		1	2			1							4
201201-803.455 Fail to Renew Vehicle Registration			1										1
201201-803.550 Illegal/Alt Display of Plates		1											1
201201-803.560 Improper Display of Validating Stickers	1												1
201201-806.010 Driving Uninsured	9	15	15	7	7	24							77
201201-806.012 Fail to Carry Proof of Insurance			3			2							Ę
201201-807.010 No Operator's License	1	3	1	1		2							3
201201-811.100 Violation of the Basic Rule					1								1
201201-811.111 Violation of Speed Limit	1	1	1	2	1	4							10
201201-811.135 Careless Driving		1			1								2
201201-811.135A Careless Driving - Class A			2	1									?
201201-811.145 Fail to Yield to Emergency Vehicle	1												1
201201-811.175 Driving While Suspended - Violation	7	13	16	3	10	27							76
201201-811.210 Fail to Use Safety Belt			1										1
201201-811.265 Fail to Obey a Traffic Control Device	1		3	1	1	2							8
201201-811.275 Fail to Yield R-O-W at Uncontrolled Intersection						1							1
201201-811.335 Unlawful or Unsignaled Turn			1										1
201201-811.410 Unsafe Passing on Left				1									1
201201-811.505 Fail to Stop When Emerging From					1								1
201201-811.700V Failure to Perform the Duties of a Driver - Reduced to Violation				1						2			1
201201-813.095 Refusal to Submit to Breath Test		1	1			2							4
201201-813.602(; Failure to Install Ignition Interlock Device	2	1											3
201201-814.020 Pedestrian Fail Obey Traffic Control Device						1							1



Municipal Court 7/20/2023 12:00:57 PM

		Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
201201OT	Parking Violation - Overtime		1	15		8								24
201201P100	Parking Violation \$100	1												1
201201P25	Parking Violation \$25			1	3									4
201201P50	Parking Violation \$50			1		1								2

Report Totals: 26	38	64	20	34	66				248



Municipal Court 7/20/2023 12:00:13 PM

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
201201-10.12.03(Violation Time Limits - RV on Street More Than 5 Days in 30-day Period							1						1
201201-163.577 Failure to Supervise Child			1										1
201201-164.805V Offensive Littering - Reduced to a Violation						1							<u>-</u>
201201-6.04.040(Dog at Large			1							1			2
201201-6.04.060(Aggressive Dog											1		1
201201-609.095 Dog as Public Nuisance		1											1
201201-8.12.150(Keeping of Junk											1	1	2
201201-803.220 Fail to Notify DMV of Name or Address Change				1									1
201201-803.300 Fail to Register Vehicle	3		1	1	3	2	3		1				14
201201-803.455 Fail to Renew Vehicle Registration	1					1					1	1	4
201201-803.505 Fail to Carry Registration Card				1									1
201201-803.540 Fail to Display Plates		1		1	1				1				4
201201-803.550 Illegal/Alt Display of Plates						1			2	1		1	5
201201-803.560 Improper Display of Validating Stickers					2		2						4
201201-805.030 Violation of Registration Limit on Special Interest Vehicle									1				1
201201-806.010 Driving Uninsured	15	14	9	24	24	15	14	2	12	6	14	14	163
201201-806.012 Fail to Carry Proof of Insurance	11	2	3	3	2	2	5		5	1	4	2	40
201201-807.010 No Operator's License	5		1	6	5	4	2	1	2	1		1	28
201201-807.560 Fail to Notify DMV of Address Change	1												1
201201-807.620V False Information to Police - Reduced to a Violation			1										1
201201-811.010 Fail to Yield to Pedestrian in Crosswalk			1										1
201201-811.028 Failure to Stop and Remain Stopped for a Pedestrian						1							1
201201-811.100 Violation of the Basic Rule		OLI, 571-51-51-51-51-51-51-51-51-51-51-51-51-51				1							1
201201-811.111 Violation of Speed Limit	8	4	4	4	5		5		5	2	2	2	41
201201-811.135 Careless Driving							1	2	1				4
201201-811.135A Careless Driving - Class A		1	1		1	7		1		2			6
201201-811.145 Fail to Yield to Emergency Vehicle					2	1	1						4



Municipal Court 7/20/2023 12:00:13 PM

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
201201-811.170 Open Container Violation	1				1					1	1	1	5
201201-811.175 Driving While Suspended - Violation	19	20	12	21	21	19	19	6	20	7	21	15	200
201201-811.210 Fail to Use Safety Belt				1			1	1				1	4
201201-811.265 Fail to Obey a Traffic Control Device		1	3	2	3	1		1	3	1			15
201201-811.270 Fail to Obey One Way	1												1
201201-811.280 Fail to Yield Right of Way										1			1
201201-811.335 Unlawful or Unsignaled Turn									1				1
201201-811.350 Dangerous Left Turn							1		1				2
201201-811.355 Improperly Executed Right Turn								1					1
201201-811.365 Illegal U-turn										1			1
201201-811.370 Fail to Drive within Lane					1					2			3
201201-811.375 Unlawful or Unsignaled Change of Lanes	1												1
201201-811.420 Passing In a No Passing Zone					1								1
201201-811.485 Following Too Closely					1								1
201201-811.507 Operating a Motor Vehicle While Using a Mobile Communication Device								1					1
201201-811.507-′ Driving While Using Mobile Communication Device - 1st offense										1			1
201201-811.615 Unlawfully Parked in Disabled Space					1								1
201201-813.095 Refusal to Submit to Breath Test	2	1	1		1	1	1		4	1	1		13
201201-813.095(I Refusal of Urine Test									1				1
201201-813.602(; Failure to Install Ignition Interlock Device		1		2	2	2		1	1	1	1		11
201201-814.020 Pedestrian Fail Obey Traffic Control Device					1				1				2
201201-815.160 Unlawful Use of Metal Objects on Tires					1								1
201201-815.222 Illegal Window Tinting							1						1
201201OT Parking Violation - Overtime												5	5
201201P100 Parking Violation \$100											2	1	3
201201P25 Parking Violation \$25										4			4
201201P250 Parking Violation \$250	8	3	1	1	2			1			1		17
201201P50 Parking Violation \$50											2		2



Municipal Court 7/20/2023 12:00:13 PM

	J	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
201201RV	Violation of Parking Zone - RV/Boat					1		-						1
202102-475.854	Unlawful Possession of Heroin	1												1
	Unlawful Possession of Methamphetamine	1		1	1									3

Report Totals:	78	49	41	69	82	52	57	18	62	34	52	45	639

City of St. Belong

St. Helens Municipal Court 7/20/2023 12:28:52 PM Original Offense Type

Transaction Totals For Transaction Date From 01/01/2023 To 06/30/2023

Transaction Description	Trans Code	Count	Amount	Non cash	Disbursement	Total
NON-TRAFFIC MISD	_					
Adjustment of remaining balance	Adjustment	3	\$0.00	\$368.04	\$0.00	\$368.04
Applied Bond		19	\$2,691.25	\$0.00	\$0.00	\$2,691.25
Disbursement		11	\$0.00	\$0.00	(\$1,601.64)	(\$1,601.64)
Forfeited Bond		1	\$500.00	\$0.00	\$0.00	\$500.00
Payment Transfer		1	\$125.00	\$0.00	\$0.00	\$125.00
Payments	Р	286	\$17,429.19	\$0.00	\$0.00	\$17,429.19
	NON-TRAFFIC MISD	321	\$20,745.44	\$368.04	(\$1,601.64)	\$19,511.84
TRAFFIC-MISD						
Adjustment of remaining balance	Adjustment	5	\$0.00	\$602.95	\$0.00	\$602.95
Applied Bond		6	\$1,380.00	\$0.00	\$0.00	\$1,380.00
Disbursement		1	\$0.00	\$0.00	(\$100.00)	(\$100.00)
Forfeited Bond		2	\$3,000.00	\$0.00	\$0.00	\$3,000.00
NSF/Hot Check	NSF	1	(\$150.00)	\$0.00	\$0.00	(\$150.00)
Payments	Р	399	\$42,699.31	\$0.00	\$0.00	\$42,699.31
Refund of overage payment - manual check	Manual Refund	1	(\$35.00)	\$0.00	\$0.00	(\$35.00)
	TRAFFIC-MISD	415	\$46,894.31	\$602.95	(\$100.00)	\$47,397.26

Report Totals:	736	\$67,639.75	\$970.99	(\$1,701.64)	\$66,909.10

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St. Helens Municipal Court 7/20/2023 12:26:41 PM Original Offense Type

Transaction Totals For Transaction Date From 01/01/2022 To 12/31/2022

Transaction Description	Trans Code	Count	Amount	Non cash	Disbursement	Total
NON-TRAFFIC MISD						
Adjustment of remaining balance	Adjustment	15	\$0.00	\$952.54	\$0.00	\$952.54
Applied Bond		43	\$5,852.50	\$0.00	\$0.00	\$5,852.50
Disbursement		27	\$0.00	\$0.00	(\$3,087.00)	(\$3,087.00)
Forfeited Bond		3	\$2,050.00	\$0.00	\$0.00	\$2,050.00
Payment Transfer		4	\$0.00	\$0.00	\$0.00	\$0.00
Payments	Р	732	\$35,802.92	\$0.00	\$0.00	\$35,802.92
Work Crew	WC	12	\$0.00	\$386.00	\$0.00	\$386.00
	NON-TRAFFIC MISD	836	\$43,705.42	\$1,338.54	(\$3,087.00)	\$41,956.96
TRAFFIC-MISD						
Adjustment of remaining balance	Adjustment	10	\$0.00	\$892.16	\$0.00	\$892.16
Applied Bond		74	\$14,710.00	\$0.00	\$0.00	\$14,710.00
Disbursement		5	\$0.00	\$0.00	(\$203.50)	(\$203.50)
Forfeited Bond		2	\$2,000.00	\$0.00	\$0.00	\$2,000.00
Payments	Р	906	\$88,172.95	\$0.00	\$0.00	\$88,172.95
	TRAFFIC-MISD	997	\$104,882.95	\$892.16	(\$203.50)	\$105,571.61

Report Totals:	1833	\$148,588.37	\$2,230.70	(\$3,290.50)	\$147,528.57

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St. Helens Municipal Court 7/20/2023 12:25:51 PM
Original Offense Type

Transaction Totals For Transaction Date From 01/01/2023 To 06/30/2023

Transaction Description	Trans Code	Count	Amount	Non cash	Disbursement	Total
NON-TRAFFIC VIOL						
Payments	Р	12	\$127.32	\$0.00	\$0.00	\$127.32
	NON-TRAFFIC VIOL	12	\$127.32	\$0.00	\$0.00	\$127.32
ORDINANCE						
Adjustment of remaining balance	Adjustment	2	\$0.00	\$1.28	\$0.00	\$1.28
Payments	P	20	\$964.97	\$0.00	\$0.00	\$964.97
	ORDINANCE	22	\$964.97	\$1.28	\$0.00	\$966.25
PARKING			——————————————————————————————————————			
Payments	P	21	\$655.00	\$0.00	\$0.00	\$655.00
	PARKING	21	\$655.00	\$0.00	\$0.00	\$655.00
TRAFFIC						
Adjustment of remaining balance	Adjustment	47	\$0.00	\$2,170.91	\$0.00	\$2,170.91
Applied Bond		36	\$1,765.00	\$0.00	\$0.00	\$1,765.00
Adjustment		4	\$0.00	\$0.00	\$0.00	\$0.00
Payment Transfer		8	(\$125.00)	\$0.00	\$0.00	(\$125.00)
Payments	Р	1139	\$41,069.86	\$0.00	\$0.00	\$41,069.86
Work Crew	WC	10	\$0.00	\$601.25	\$0.00	\$601.25
	TRAFFIC	1244	\$42,709.86	\$2,772.16	\$0.00	\$45,482.02

Report Totals:	1299	\$44,457.15	\$2,773.44	\$0.00	\$47,230.59

Original Offense Type

St. Helens Municipal Court 7/20/2023 12:14:38 PM

Transaction Totals For Transaction Date From 01/01/2022 To 12/31/2022

Transaction Description	Trans Code	Count	Amount	Non cash	Disbursement	Total
NON-TRAFFIC VIOL						
Adjustment of remaining balance	Adjustment	1	\$0.00	\$39.18	\$0.00	\$39.18
Payments	Р	73	\$1,784.66	\$0.00	\$0.00	\$1,784.66
	NON-TRAFFIC VIOL	74	\$1,784.66	\$39.18	\$0.00	\$1,823.84
ORDINANCE						
Adjustment of remaining balance	Adjustment	2	\$0.00	\$67.95	\$0.00	\$67.95
Payments	Р	12	\$552.24	\$0.00	\$0.00	\$552.24
	ORDINANCE	14	\$552.24	\$67.95	\$0.00	\$620.19
PARKING						
Adjustment of remaining balance	Adjustment	5	\$0.00	\$49.06	\$0.00	\$49.06
Payments	Р	- 33	\$2,541.94	\$0.00	\$0.00	\$2,541.94
	PARKING	38	\$2,541.94	\$49.06	\$0.00	\$2,591.00
TRAFFIC				•		
Adjustment of remaining balance	Adjustment	137	\$0.00	\$5,846.76	\$0.00	\$5,846.76
Applied Bond		18	\$1,475.00	\$0.00	\$0.00	\$1,475.00
Payments	Р	2591	\$92,710.96	\$0.00	\$0.00	\$92,710.96
A/P	XAP	2	(\$50.00)	\$0.00	\$0.00	(\$50.00)
	TRAFFIC	2748	\$94,135.96	\$5,846.76	\$0.00	\$99,982.72

Report Totals:	2874	\$99,014.80	\$6,002.95	\$0.00	\$105,017.75