

STATE BOARD OF PARDONS AND PAROLES

Sioux Falls, South Dakota

July 11, 12, 13 and 14, 2016

Parole Board meetings were held on July 11, 12, 13 and 14, 2016, at various locations in the State of South Dakota. A Parole Board meeting was held on July 14, 2016 at the South Dakota State Penitentiary commencing at 8:00 AM with the following present:

Kay Nikolas, Chair
Mark Smith, Vice Chair
Ken Albers, Member
Keith Bonenberger, Auxiliary Member
Don Holloway, Member
Dave Nelson, Auxiliary Member
Chuck Schroyer, Member
Doug Clark, Director
Kathleen Bongers, Program Assistant
Stacy Cole, Senior Secretary
Traci Fredrikson, Corrections Specialist
Kayla Steckelberg, Corrections Specialist
Mike Vonsik, Board Office Manager
Valerie McGovern, Corrections Analyst

Quorum Present? Yes

Members who are absent today are: Rev. Patricia White Horse – Carda, Member. Kevin Krull, Member. Myron Rau, Member.

REPRESENTATIONS: Ashley McDonald, Department Of Corrections Legal Counsel representative, was unavailable.

SPECIAL GUESTS: Tonya Honomichl and McKenzie Grim of Behavioral Health appeared and were available for any questions. Parole Agent BJ Schmidt, Case Manager Krista Bast. Case Manager Miranda Ward. Case Manager Riley DeGroot. Director of SOMP, Brenna Carlson.

MINUTES: Board Member Schroyer made motion to approve the minutes from the June, 2016 meeting of the Board. Vice Chair Smith seconded the motion. All members voting aye; the motion carried.

HEARING PANELS: Auxiliary Member Nelson worked in July, 2016. Auxiliary Member Simmons worked Wednesday July 13, 2016. Auxiliary Member Bonenberger worked in July, 2016. Board Member Krull was unavailable in July, 2016. Board Member White Horse - Carda was unavailable in July, 2016. Board Member Rau was unavailable in July, 2016. Board Member Krull will be unavailable in August, 2016. Vice Chair Smith will be unavailable in August, 2016. Board Member Schroyer will work in Sioux Falls in August and September all week. Board Member Rau will work in Pierre in August. Board Member Albers will go to Yankton. Board Member White Horse – Carda will work in Pierre in August.

REVIEWED BY THE FULL BOARD:

July 13, 2016

The following inmate was considered for parole by the full board. Vice Chair Smith made motion to grant parole to. Board Member Schroyer seconded the motion; all other members voting aye; the motion carried

Brandy Tillman

The following inmate was considered for an earned partial discharge by three years by the full board. Auxiliary Board member Nelson made motion to grant partial discharge. Auxiliary Board Member Bonenberger seconded the motion. Board member Holloway made a second motion to grant two years partial discharge. Auxiliary board member Nelson seconded the motion. All other members voting aye; the motion carried

Ian Brandsgaard

The following inmate was considered for an earned partial discharge by one year by the full board. Board member Holloway made motion to grant partial discharge. Board member Albers seconded the motion. Auxiliary board member made substitute motion of two years. Board member Schroyer seconded the motion. All other members voting aye; the motion carried

Matthew Starkenburg

APPEARANCES BEFORE THE FULL BOARD (SIX MEMBERS) IN SPRINGFIELD:

The following inmate appeared before the full board. Vice Chair Smith made motion to grant parole to Sioux Falls. Auxiliary Board Member Bonenberger seconded the motion; all members voting aye; the motion carried

Gabriel Ramirez

The following inmate appeared before the full board. Board Member Schroyer made a motion to grant parole to plan. The motion died for lack of second. Board Member Albers made motion to deny parole and set out one year. Board Member Holloway seconded the motion; all members voting aye; the motion carried

Alexander Odman

The following inmate appeared before the full board. Board member Albers made motion to grant parole. Chair Nikolas seconded the motion; all members voting aye, the motion carried

Shawn Folk

The following inmate appeared before the full board. Vice Chair Smith made motion to deny Parole, return 100 days of street time and set out 8 months. Board Member Albers seconded the motion; Board Member Holloway voting nay. All other members voting aye; the motion carried

Russell Simonsen

Board member Holloway made a motion to table the following earned discharges until September 2016. Vice Chair Smith seconded the motion. All other members voting aye, the motion carried.

Norman Allyn
Timothy Funk
Rick Marone
Kevin Rear
Kenneth Teger

APPEARANCES BEFORE THE FULL BOARD:

The following parolee was reviewed by the full board for a review of his parole. Mr. Ferguson made no requests as of today. No motions were made. Mr. Ferguson will be reviewed in 6 months from today.

Toby Ferguson

The following inmate was reviewed before the full board. Auxiliary Board member Bonenberger made motion to grant parole to his new number. Vice Chair Smith seconded the motion; all other members voting aye; the motion carried.

Dennis White

The following inmate appeared before the full board. Board member Holloway made motion to grant parole. Auxiliary Board member Bonenberger seconded the motion; all other members voting aye; the motion carried.

Mark Good Shield

The following inmate appeared before the full board. Vice Chair Smith made motion to grant parole to plan. Board member Schroyer seconded the motion; Auxiliary Member Nelson voting nay. all other members voting aye; the motion carried.

Wesley Steele

The following inmate appeared before the full board. Board member Schroyer made motion to grant parole. Board member Holloway seconded the motion; all other members voting aye; the motion carried.

Chad Martinez

The following inmate appeared before the full board. Board member Albers made motion to grant parole to plan. Board member Holloway seconded the motion; all members voting aye; the motion carried.

Timothy Huntimer

The following inmate appeared before the full board. Auxiliary Member Nelson made motion to grant parole. Board member Albers seconded the motion; all members voting aye; the motion carried.

Jesus Vela

The following inmate appeared before the full board. Board member Albers made motion to grant parole. Motion dies for lack of second. Board member Holloway made a substitute motion with the condition he takes and passes a history polygraph and get an updated psychosexual before being released and be seen again in one month; Board member Albers seconded the motion. All members voting aye; the motion carried.

Blake Stuchl

Board Chair Nikolas called a recess from 9:36 am to 9:46 am

AGENDA ITEMS:

Director's Report: Director Clark updated us on statistical numbers. Our numbers go up and down. The trend for warrants and violations is still up. Director Clark addressed the board on training coming up in September with the NIC. There is still discussion of where this will be held and who will be involved. We have renewed our contract with Saint Francis House and The Arch. Pardon applications are still steady. A meeting is scheduled between DOC Senior Staff, Tribal Relations Secretary Emery, and the Rosebud Sioux Tribe in August to discuss a possible agreement/tribal pilot program. No other significant changes to report.

Director of Field Services Report: Brad Lewandowski was unavailable. Kayla Steckelberg reported on Mr. Lewandowski's behalf. Kayla reports our supervision numbers are up. We had a lot of parolee's discharge off of supervision this last month. We moved a parole agent position from Rapid City to Sioux Falls. We have made an offer to a person for the agent position, just waiting for the process to finish out before making it official. GP Carmichael is the new FTO in the West region. No other significant changes to report.

Legal Issues Review: Ashley McDonald was unavailable for any questions. Director Clark updated the board on some of the issues Ashley is still working out and she will give an update next month on where she is at on these issues.

Behavioral Health Review: Tonya Honomichl and McKenzie Grim appeared on behalf of behavioral health. Tonya updated us on 5 SMI cases that have discharged their sentences or have been released back to the community.

Policy Review: 8.1. A.13 - Rescission of Parole. Auxiliary member Nelson made motion to approve the policy 8.1.A.13. Vice Chair Smith seconded the motion. All members voting aye, the motion carried.

8.1. A.2- Suspended Sentence. Vice Chair Smith made motion to approve the policy 8.1.A.2. Board member Holloway seconded the motion. All members voting aye, the motion carried.

Board Training Review and COMS Update: Traci Fredrikson updated us on some upcoming training sessions. Traci updated the board on the new victim notification system called SAVIN. (Statewide Automated Victim Information and Notification System.) There is a pilot program to allow offenders to take classes that are involved with pre-release programs. Board member Albers will be attending training on Women's corrections in TX in August, 2016. Board members Rau and Schroyer are going to NIC training in August, 2016. The Parole Board along with the Parole Board staff will attend training in Pierre in September, Wednesday September 28th through Friday September 30th.

Review of Full Board Appearances for August: Board members reviewed a number of parole applicants who have been recommended for a personal appearance before the full board in August or later.

Decisions: Board Member Schroyer made motion to ratify and affirm all decisions; Board Member Albers seconded the motion. All members voting aye; the motion carried.

July 11, 12, 13 and 14, 2016

Recusals:

Auxiliary Member Nelson recused himself from the following:

Winston Brakeall
Robert Mowery

Board Chair Nikolas recused herself from the following:

Jordan Cloud
Sheldon Brown

ATTACHMENTS – DECISIONS: Please refer to the attached listing entitled Board Decisions for all parole violations, suspended sentence violations, non compliance, discretionary parole, early discharge, and rescission decisions made by the Board this month.

Adjournment: Board Member Holloway made motion to adjourn the July, 2016 meeting of the Board. Auxiliary Board member Nelson seconded the motion. All members voting aye; the motion carried.

The meeting adjourned at 12:02 PM on Thursday, July 14, 2016. The next board meeting is scheduled for August 18, 2016 at 8:00 a.m.

SD BOARD OF PARDONS AND PAROLES

Kay Nikolas, Chair

Doug Clark, Director

Submitted by:
Stacy Cole
Senior Secretary